

Ohio Department of Health

BASE INVENTORY OF REGULATORY RESTRICTIONS

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
3701-3-02	Shall	The occurrence of cases or suspected cases of a disease classified as class "A," class "B," or class "C" shall be reported, in detail, by health care providers and laboratories to the board of health on forms as prescribed and provided by the director and....	3701.23	Yes, state law	Yes, state law
3701-3-02	Shall	...shall be reported in accordance with this rule and Chapter 3701-3 of the Administrative Code.	3701.23	Yes, state law	Yes, state law
3701-3-02 (A)	Shall	The following diseases are classified as class "A" and shall be reported immediately via telephone in accordance with rules 3701-3-03, 3701-3-04, and 3701-3-05 of the Administrative Code:	3701.23	Yes, state law	Yes, state law
3701-3-02 (B)	Shall	The following diseases are classified as class "B" and shall be reported in accordance with this rule and rules 3701-3-03, 3701-3-04, and 3701-3-05 of the Administrative Code:	3701.23	Yes, state law	Yes, state law

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3701-3-02 (C)		The following are classified as class "C" and shall be reported by the end of the next business day in accordance with this rule and rules 3701-3-03, 3701-3-04, and 3701-3-05 of the Administrative Code unless paragraph (C)(7) of this rule applies - outbreak, unusual incidence, or epidemic of other infectious diseases from the following sources:	3701.23	Yes, state law	Yes, state law
3701-3-02 (C)(7)	Shall	If the outbreak, unusual incidence, or epidemic, including but not limited to, histoplasmosis, pediculosis, scabies, and staphylococcal infections, has an unexpected pattern of cases, suspected cases, deaths, or increased incidence of disease that is of a major public health concern pursuant to paragraph (A)(16) of this rule, then such outbreak, unusual incidence, or epidemic shall be reported in accordance with paragraph (A) of rule 3701-3-05 of the Administrative Code.	3701.23	Yes, state law	Yes, state law

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3701-3-02.1 (A)	Shall	Every physician attending on or called in to visit a patient whom the physician believes to be suffering from any of the occupational diseases or occupationally related ailments listed in paragraph (B) of this rule shall submit a report to the director of health within forty-eight hours from the time of first attending the patient.	3701.25 was repealed 10/17/2019	Yes, state law	Yes, state law
3701-3-02.1 (A)	Shall	This report shall be made on, or in conformity with, the standard schedule blanks which the director is required to provide physicians pursuant to section 3701.26 of the Revised Code and....	3701.25 was repealed 10/17/2019	Yes, state law	Yes, state law
3701-3-02.1 (A)	Shall	...shall contain the following information:	3701.25 was repealed 10/17/2019	Yes, state law	Yes, state law
3701-3-02.1 (A) (4) ..	Shall	The mailing of the report, within the time required by this paragraph shall constitute compliance with section 3701.25 the Revised Code and this rule.	3701.25 was repealed 10/17/2019	Yes, state law	Yes, state law

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3701-3-03 (A)	Shall	A health care provider with knowledge of a case or suspect case of a disease which is required by law to be reported, including all class "A", class "B", and class "C" categories of disease designated as reportable under rule 3701-3-02 of the Administrative Code, shall submit a case report in the manner set forth in rule 3701-3-05 of the Administrative Code.	3701.23	Yes, state law	Yes, state law
3701-3-03 (B)	Shall	Unless otherwise demonstrated, a health care provider who submits electronic reports in the manner approved by the director shall be presumed compliant with section 3701.23 of the Revised Code and rules 3701-3-02, 3701-3-04, and 3701-3-05 of the Administrative Code.	3701.23	Yes, state law	

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3701-3-04 (A)	Shall	The person in charge of any laboratory that examines specimens of human origin for evidence of diseases designated as reportable by rule 3701-3-02 of the Administrative Code shall report all positive results of such examinations in the manner set forth in rule 3701-3-05 of the Administrative Code.	3701.23	Yes, state law	
3701-3-04 (B)	Shall	A positive result of a laboratory examination for a reportable disease shall be considered reason to suspect that a person is infected by that disease.	3701.23		
3701-3-04 (B)	Shall	Upon receipt of a laboratory report of a positive result for a reportable disease, the city or general health district in which the suspect case resides shall make an inquiry through the appropriate health care provider to determine if the suspected case exists	3701.23		
3701-3-04 (C)	Shall	A laboratory report shall include, but not be limited to, the following:	3701.23	Yes, state law	Yes, state law

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3701-3-05	Shall	Reports by health care providers, as specified in rule 3701-3-03 of the Administrative Code, and reports by laboratories of positive results, as specified in rule 3701-3-04 of the Administrative Code, shall be provided in the manner set forth by the director according to the following time and method of reporting:	3701.23	Yes, state law	Yes, state law
3701-3-05 (A)	Shall	Cases, suspect cases, and positive laboratory results for diseases specified as class "A" in paragraph (A) of rule 3701-3-02 of the Administrative Code shall be initially and immediately provided by telephone to the local health jurisdiction in which the case or suspected case resides, or if the residence is unknown, to the Ohio department of health.	3701.23	Yes, state law	Yes, state law
3701-3-05 (A)	Shall	Follow up reports shall be provided in the manner set forth by the director.	3701.23	Yes, state law	Yes, state law

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3701-3-05 (A)	Shall	If cases, suspect cases, and positive laboratory results for diseases specified as class "A" are reported to a local health district, such local health jurisdiction shall immediately notify the Ohio department of health in the manner set forth by the director.	3701.23	Yes, state law	Yes, state law
3701-3-05 (B)	Shall	Case and suspect case reports and reports of positive laboratory results for diseases specified as class "B" in paragraph (B) of rule 3701-3-02 of the Administrative Code shall be provided by the end of the next business day.	3701.23	Yes, state law	Yes, state law
3701-3-05 (C)	Shall	Reports related to an actual or suspected outbreak, unusual incident, or epidemic of any disease specified as class "C" in paragraph (C) of rule 3701-3-02 of the Administrative Code shall be provided by the end of the next business day, unless....	3701.23	Yes, state law	Yes, state law

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3701-3-05 (C)	Shall	...the unexpected pattern of cases, suspect cases, deaths, or increased incidence of disease is of major public health concern pursuant to paragraph (A) of rule 3701-3-02 of the Administrative Code, then such reports shall be made according to paragraph (A) of this rule.	3701.23	Yes, state law	Yes, state law
3701-3-06 (A)	Shall	A board of health that receives a report of a case, suspected case or positive laboratory result pursuant to rules 3701-3-02, 3701-3-03, 3701-3-04, and 3701-3-05 of the Administrative Code shall report the same report to the department as follows:	3701.23	Yes, state law	Yes, state law
3701-3-06 (A)	Shall	Diseases specified as class "A" in paragraph (A) of rule 3701-3-02 of the Administrative Code shall be reported by telephone immediately after the existence of such case or suspect case is known to the board of health.	3701.23	Yes, state law	Yes, state law

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3701-3-06 (B)	Shall	Diseases specified as class "B" in paragraph (B) of rule 3701-3-02 of the Administrative Code shall be reported by the end of the next business day after the existence of such case or suspect case or positive laboratory result is known to the board of health.	3701.23	Yes, state law	Yes, state law
3701-3-06(C)	Shall	Outbreaks, unusual incidence, or epidemics of diseases specified as class "C" in paragraph (C) of rule 3701-3-02 of the Administrative Code shall be reported by the end of the next business day after the outbreak, unusual incidence, or epidemic is known to the board of health.	3701.23	Yes, state law	Yes, state law
3701-3-10(A)	Shall	In approving tests to be used to determine whether an individual has human immunodeficiency virus infection under division (B)(1) of section 3701.241 of the Revised Code, the director of health shall consider:	3701.241(C)	Yes, state law	Yes, state law

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3701-3-10(B)	Shall	The director shall define a confirmed positive test result as:	3701.241(C)	Yes, state law	Yes, state law
3701-3-10(C)	Shall	In developing guidelines for interpreting test results, the director shall consider interpretation criteria established by the United States centers for disease control and prevention.	3701.241(C)	Yes, state law	Yes, state law
3701-3-11(A)	Shall	Prior to performing or ordering an HIV test, the health care provider shall inform the individual to be tested of the individual's right to an anonymous test as set forth in section 3701.242 of the Revised Code and paragraph (C) of this rule.	3701.242(C)	Yes, state law	Yes, state law

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3701-3-11(C)	Shall	Any individual seeking an HIV test shall have the right, on the individual's request, to an anonymous test.	3701.242(C)	Yes, state law	Yes, state law
3701-3-11(C)	Shall	A health care facility or health care provider that does not provide anonymous testing shall refer the individual requesting an anonymous test to a site where anonymous testing is available.	3701.242(C)	Yes, state law	Yes, state law
3701-3-11(D)	Shall	If an individual tests positive for HIV, the health care provider who performed or ordered the test shall provide post-test counseling.	3701.242(C)	Yes, state law	Yes, state law

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3701-3-11(D)	Shall	Post-test counseling may be verbal or in writing and shall included, but is not limited to, the following:	3701.242(C)	Yes, state law	Yes, state law
3701-3-11(D)(1)	Must	If, at the time of the HIV test, the result is preliminarily positive, the health care provider must explain the next step to confirm the test result;	3701.242(C)	Yes, state law	Yes, state law
3701-3-11(E)(1)	Shall	Post-test counseling shall be given to the individual if the individual received an HIV positive test result as soon as possible after the emergency is over;	3701.242(C)	Yes, state law	Yes, state law

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3701-3-12(B)(1)	Shall	Health care providers shall report every case of HIV infection, including AIDS, for persons under their treatment and care.	3701.24(B), 3701.241	Yes, state law	Yes, state law
3701-3-12(B)(2)	Shall	The individual in charge of the laboratory shall report all positive or repeatedly reactive results from antigen detection, nucleic acid detection, detection of antibody confirmed with a supplemental test, or positive cultures used in the diagnosis of HIV infection, CD4 counts and percentages when performed to monitor the progression of HIV disease, and detectable and undetectable viral load results when performed to monitor the efficacy of HIV treatment.	3701.24(B), 3701.241	Yes, state law	Yes, state law
3701-3-12(B)(2)	Shall	If a second laboratory is used for additional or supplemental HIV testing, the person in charge of the laboratory first receiving the specimen shall report the results of the supplemental testing.	3701.24(B), 3701.241	Yes, state law	Yes, state law

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3701-3-12(C)	Shall	Every health care provider attending a newborn infant or child born to an HIV infected mother shall report every instance of perinatal exposure to HIV and any subsequent test results on every such exposed newborn infant or child until such time that either an HIV infection or a sero status that is negative is confirmed.	3701.24(B), 3701.241	Yes, state law	Yes, state law
3701-3-12(D)	Shall	Persons designated by paragraphs (B) and (C) of this rule shall report every case of HIV infection, including AIDS, every instance of perinatal exposure to HIV, and HIV test as described in paragraph (B)(2) of this rule to the department of health as follows...	3701.24(B), 3701.241	Yes, state law	Yes, state law
3701-3-12(D)	Shall	...(in each county the director shall designate the health commissioner of a health district in the county to receive the reports):	3701.24(B), 3701.241	Yes, state law	Yes, state law

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3701-3-12(D)(1)	Shall	Health care provider shall provide the following information:	3701.24(B), 3701.241	Yes, state law	
3701-3-12(D)(2)	Shall	Person in charge of a laboratory shall provide the following information:	3701.24(B), 3701.241	Yes, state law	Yes, state law
3701-3-12(D)(3)	Shall	Health care providers and laboratories shall report in the following manner:	3701.24(B), 3701.241		

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3701-3-12(D)(3)(a)	Shall	Persons designated in paragraph (B)(1) of this rule shall report to the local health district in which the case resides, or if the residence is unknown, to the Ohio department of health no later five calendar days from the date of diagnosis or specimen collection date, whichever is later.	3701.24(B), 3701.241		
3701-3-12(D)(3)(b)	Shall	Persons designated in paragraph (B)(2) of this rule shall report to the local health district in which the case resides, or if the residence is unknown, to the Ohio department of health no later than five calendar days from the test result.	3701.24(B), 3701.241	Yes, state law	Yes, state law
3701-3-12(D)(3)(c)	Shall	Persons designated in paragraph (C) of this rule shall report to the local health district in which the infant was born, or if unknown, to the Ohio department of health no later than five calendar days from the infant's date of birth.	3701.24(B), 3701.241	Yes, state law	Yes, state law

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3701-3-13	Shall	A person infected with one of the following specified diseases or conditions shall be isolated as set forth in this rule:	3701.13	Yes, state law	Yes, state law
3701-3-13 (A)	Shall	Amebiasis: a person with amebiasis who attends a child care center or works in a sensitive occupation shall be excluded from the child care center or work in the sensitive occupation and may return after diarrhea has ceased and three follow-up stool specimens are negative for Entamoeba histolytica.	3701.13	Yes, state law	Yes, state law
3701-3-13 (B)	Shall	Campylobacteriosis: a person with campylobacteriosis who attends a child care center or works in a sensitive occupation shall be excluded from the child care center or work in the sensitive occupation and may return when the following conditions are met:	3701.13	Yes, state law	Yes, state law

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3701-3-13(C)	Shall	Chickenpox: a person with chickenpox shall be isolated, including exclusion from school, child care center, and public places until the sixth day after onset of rash, or until all lesions are dry.	3701.13	Yes, state law	Yes, state law
3701-3-13(C)	Shall	Persons with chickenpox shall avoid contact with susceptible persons.	3701.13	Yes, state law	Yes, state law
3701-3-13 (D)	Shall	Cholera: a person with cholera who attends a child care center or works in a sensitive occupation shall be excluded from the child care center or work in the sensitive occupation and may return when the following conditions are met:	3701.13	Yes, state law	Yes, state law
3701-3-13 (E)	Shall	Conjunctivitis, purulent: a person with purulent conjunctivitis who attends or works in a child care center shall be excluded from the child care center and may return twenty-four hours after the initiation of effective antimicrobial therapy.	3701.13	Yes, state law	Yes, state law

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3701-3-13 (F)	Shall	Cryptosporidiosis: a person with cryptosporidiosis who attends a child care center or works in a sensitive occupation shall be excluded from the child care center or work in the sensitive occupation and may return when the following conditions are met:	3701.13	Yes, state law	Yes, state law
3701-3-13 (G)	Shall	Cyclosporiasis: a person with cyclosporiasis who attends a child care center or works in a sensitive occupation shall be excluded from the child care center or work in the sensitive occupation and may return after diarrhea has ceased and effective antimicrobial therapy has begun.	3701.13	Yes, state law	Yes, state law
3701-3-13 (H)	Shall	Diarrhea, infectious or of unknown cause: a person with diarrhea, of infectious or unknown cause, who attends a child care center or works in a sensitive occupation shall be excluded from the child care center or work in the sensitive occupation and may return only after diarrhea has ceased.	3701.13	Yes, state law	Yes, state law

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3701-3-13 (H)	Shall	A person with infectious diarrhea of known cause shall be isolated in accordance with the provisions of the rule set forth for the specified disease.	3701.13	Yes, state law	Yes, state law
3701-3-13 (I)	Shall	Diphtheria: a person with diphtheria shall be isolated until two cultures, from both throat and nose, and additionally, in the case of cutaneous diphtheria, a culture from skin lesions, are negative for diphtheria bacilli.	3701.13	Yes, state law	Yes, state law
3701-3-13 (I)	Shall	Cultures shall be taken not less than twenty-four hours apart, and not less than twenty-four hours after cessation of antimicrobial therapy.	3701.13	Yes, state law	Yes, state law

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3701-3-13 (J)	Shall	Escherichia coli (E. coli) O157:H7, other enterohemorrhagic (Shiga toxin-producing) E. coli or hemolytic uremic syndrome (HUS): a person with Escherichia coli (E. coli O157:H7, other enterohemorrhagic (Shiga toxin-producing) E. coli or hemolytic uremic syndrome (HUS) who attends a child care center or works in a sensitive occupation shall be excluded from the child care center or work in the sensitive occupation and may return after his or her diarrhea has ceased and after two consecutive follow-up stool specimens are negative for E. coli O157:H7 or other enterohemorrhagic (Shiga toxin-producing) E. coli.	3701.13	Yes, state law	Yes, state law
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3701-3-13 (K)	Shall	Giardiasis: a person with giardiasis who attends a child care center or works in a sensitive occupation shall be excluded from the child care center or work in the sensitive occupation and may return after diarrhea has ceased and one of the following conditions have been met:	3701.13	Yes, state law	Yes, state law
3701-3-13 (L)		Hepatitis A: a person with hepatitis A who attends a child care center or works in a sensitive occupation shall be excluded from the child care center or work in the sensitive occupation until ten days after initial onset of symptoms.	3701.13		
3701-3-13 (M)	Shall	Measles: a person with measles shall be isolated, including exclusion from school or child care center, for four days following the onset of rash. Contagiousness may be prolonged in patients with altered immunity.	3701.13	Yes, state law	Yes, state law

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3701-3-13 (N)	Shall	Meningitis, aseptic, and viral meningoencephalitis, but not including arthropod-borne disease: a person with aseptic meningitis or viral meningoencephalitis shall be excluded from school or child care center until he or she is afebrile.	3701.13	Yes, state law	Yes, state law
3701-3-13 (O)	Shall	Meningococcal disease: a person with meningococcal disease shall be isolated until twenty-four hours after the initiation of effective antimicrobial therapy.	3701.13	Yes, state law	Yes, state law
3701-3-13 (P)	Shall	Mumps: a person with mumps shall be isolated, including exclusion from school or child care center, for five days after the onset of parotid swelling.	3701.13	Yes, state law	Yes, state law
3701-3-13 (Q)	Shall	Pediculosis: a person with body lice shall be excluded from school or child care center until twenty-four hours after application of an effective pediculicide.	3701.13	Yes, state law	Yes, state law

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3701-3-13 (Q)	Shall	A person with head lice shall be excluded from school or child care center until after the first treatment with an effective pediculicide.	3701.13	Yes, state law	Yes, state law
3701-3-13 (R)	Shall	Pertussis (whooping cough): a person with pertussis, who is not treated with effective antimicrobial therapy, shall be isolated, including exclusion from school or child care center, until three weeks after the onset of paroxysms.	3701.13	Yes, state law	Yes, state law
3701-3-13 (R)	Shall	If effective antimicrobial therapy is given, the person shall be isolated for five days after initiation of antimicrobial therapy.	3701.13	Yes, state law	Yes, state law
3701-3-13 (S)	Shall	Plague: a person with plague shall be placed in droplet isolation until completion of forty-eight hours of effective antimicrobial therapy.	3701.13	Yes, state law	Yes, state law
3701-3-13 (T)	Shall	Rubella: a person with rubella shall be isolated, including exclusion from school or child care center, for seven days after the onset of the rash.	3701.13	Yes, state law	Yes, state law

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3701-3-13 (T)	Shall	Persons with congenital rubella shall be isolated until they are one year old unless nasopharyngeal and urine cultures after three months of age are repeatedly negative for rubella.	3701.13	Yes, state law	Yes, state law
3701-3-13 (U)	Shall	Salmonellosis: a person with salmonellosis who attends a child care center or works in a sensitive occupation shall be excluded from the child care center or work in the sensitive occupation and may return when the following conditions are met:	3701.13	Yes, state law	Yes, state law
3701-3-13 (V)	Shall	SARS (severe acute respiratory distress syndrome): a person with confirmed or suspected SARS shall be placed in airborne isolation until no longer considered infectious.	3701.13	Yes, state law	Yes, state law
3701-3-13 (W)	Shall	Scabies: a person with scabies shall be isolated for twenty-four hours following initial treatment with an effective scabicide.	3701.13	Yes, state law	Yes, state law

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3701-3-13 (W)	Shall	A person with the manifestation of scabies known as "crusted scabies" shall be isolated until the mite can no longer be demonstrated on a scabies preparation.	3701.13	Yes, state law	Yes, state law
3701-3-13 (X)	Shall	Shigellosis: a person with shigellosis who attends a child care center or works in a sensitive occupation shall be excluded from the child care center or work in the sensitive occupation and may return if diarrhea has ceased and after two consecutive follow-up stool specimens are negative for Shigella.	3701.13	Yes, state law	Yes, state law
3701-3-13 (Y)	Shall	Smallpox: a person with confirmed or suspected smallpox shall be placed in airborne isolation in a facility designated by the director. The patient's release from the facility can occur when all scabs have fallen off.	3701.13	Yes, state law	Yes, state law

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3701-3-13 (Z)	Shall	Streptococcal infection: a person with a streptococcal infection shall be excluded from school or child care center for twenty-four hours after the initiation of effective antimicrobial therapy.	3701.13	Yes, state law	Yes, state law
3701-3-13 (AA)	Shall	Tuberculosis (TB): a person with infectious tuberculosis shall be isolated according to Chapter 3701-15 of the Administrative Code until the person has three negative AFB sputum smear results, collected eight to twenty-four hours apart (with at least one being an early morning specimen) and the person has responded clinically to an antituberculosis treatment regimen consistent with the results of any susceptibility testing performed and until the local authorized TB authority, as set out in section 339.72 of the Revised Code, or his or her designee approves that person's removal from isolation.	3701.13	Yes, state law	Yes, state law

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3701-3-13 (BB)	Shall	Typhoid fever person works in a sensitive occupation shall be excluded from work and may return after the person is asymptomatic and after three consecutive follow-up stool specimens are negative Viral hemorrhagic fever (VHF):....	3701.13	Yes, state law	Yes, state law
3701-3-13 (BB)	Shall	...a person with confirmed or suspected viral hemorrhagic fever shall be placed in airborne isolation until no longer considered infectious. ive for Salmonella Typhi.	3701.13	Yes, state law	Yes, state law
3701-3-13 (CC)	Shall	Typhus: a louse infested person with typhus shall be isolated until twenty-four hours after application of an effective pediculicide for body lice and clothing and environment are free of body lice.	3701.13	Yes, state law	Yes, state law
3701-3-13 (DD)	Shall	Viral hemorrhagic fever (VHF): a person with confirmed or suspected viral hemorrhagic fever shall be placed in airborne isolation until no longer considered infectious.	3701.13	Yes, state law	Yes, state law

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3701-3-13 (EE)	Shall	Yellow fever: a person with confirmed or suspected yellow fever shall be isolated to prevent access of mosquitoes to the patient for at least five days after onset of disease.	3701.13	Yes, state law	Yes, state law
3701-3-13 (FF)	Shall	Yersiniosis: a person with yersiniosis who attends a child care center or works in a sensitive occupation shall be excluded from the child care center or work in the sensitive occupation and may return when the following conditions are met:	3701.13	Yes, state law	Yes, state law
3701-3-14 (B)	Shall	A poison control prevention and treatment center or other health-related entity shall report the following events:	3701.201	Yes, state law	Yes, state law
3701-3-14 (C)	Shall	Unless provided otherwise, all reports required by paragraph (B) of this rule shall be submitted to both the Ohio department of health and the health commissioner of the health district having jurisdiction over the event.	3701.201	Yes, state law	Yes, state law

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3701-3-14 (C)	Shall	Poison control prevention and treatment centers and other health-related entities shall immediately report an event as specified in rule 3701-3-02 of the Administrative Code, to the extent known or suspected, or upon the request from the director in the manner specified in paragraph (B) of rule 3701-3-03 of the Administrative Code.	3701.201	Yes, state law	Yes, state law
3701-3-14 (D)	Shall	As required by division (C) of section 3701.201 of the Revised Code, poison control prevention and treatment centers and other health-related entities shall report information regarding events as specified in this rule.	3701.201	Yes, state law	Yes, state law
3701-3-15 (B)	Shall	All pharmacies and pharmacists shall immediately report information by telephone or electronically to the health commissioner of the health district having jurisdiction:	3701.232	Yes, state law	Yes, state law
3701-3-15 (C)	Shall	Pharmacies and pharmacists shall submit reports required by this rule using forms and formats approved by the director.	3701.232	Yes, state law	Yes, state law

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3701-3-15 (D)	Shall	All health commissioners shall immediately report information received from pharmacies or pharmacists to the director.	3701.232	Yes, state law	Yes, state law
3701-3-15 (D)(1)	Shall	Health commissioner reports shall be submitted by telephone or by electronic means approved by the director.	3701.232	Yes, state law	Yes, state law
3701-3-15 (E)	Shall	Upon receipt of a request from a health commissioner of the health district having jurisdiction, each pharmacy in the jurisdiction and for each location within the jurisdiction shall:	3701.232	Yes, state law	Yes, state law
3701-3015(G)	Shall	A pharmacy or pharmacist shall report information regarding events as specified in this rule.	3701.232	Yes, state law	Yes, state law
3701-3-28 (A)	Shall	Whenever an individual is bitten by a dog or other non-human mammal, report of such bite shall be made within twenty-four hours to the health commissioner of the district in which such bite occurred.	3701.13	Yes, state law	Yes, state law
3701-3-28 (A)	Shall	The report herein required shall be made by any health care provider, or by any licensed doctor of veterinary medicine with knowledge of the bite, or by the individual bitten.	3701.13	Yes, state law	Yes, state law

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3701-3-28 (B)	Shall	This report for non-human mammalian bites occurring in the previous calendar year shall be submitted by March first.	3701.13	Yes, state law	Yes, state law
3701-3-29 (A)(1)	Shall	Whenever it is reported to the health commissioner of a health district that any dog, cat, or ferret has bitten or otherwise exposed an individual to rabies, that dog, cat, or ferret shall be quarantined under an order issued by the health commissioner of the health district in which the bite or exposure occurred.	3701.13	Yes, state law	Yes, state law
3701-3-29 (A)(1)(a)	Shall	The dog, cat, or ferret shall be quarantined by its owner or by a harborer,....	3701.13	Yes, state law	Yes, state law
3701-3-29 (A)(1)(a)	Shall	...or shall be quarantined in a pound or kennel.	3701.13	Yes, state law	Yes, state law
3701-3-29 (A)(1)(b)	Shall	In all cases, said quarantine shall be under the supervision of the health commissioner and shall be at the expense of the owner or harborer.	3701.13	Yes, state law	Yes, state law
3701-3-29 (A)(1)(d)	Shall	Quarantine shall continue until the health commissioner of the health district in which the bite was inflicted determines pursuant to paragraph (A)(1) (f) of this rule that the dog, cat, or ferret is not afflicted with rabies.	3701.13	Yes, state law	Yes, state law
3701-3-29 (A)(1)(e)	Shall	The quarantine period hereby required shall not be less than ten days from the date on which the person was bitten.	3701.13	Yes, state law	Yes, state law

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3701-3-29 (A)(1)(f)	Shall	If at any time during the quarantine, the health commissioner requires the dog, cat, or ferret to be examined for symptoms of rabies, then the examination shall be by a licensed doctor of veterinary medicine.	3701.13	Yes, state law	Yes, state law
3701-3-29 (A)(1)(f)	Shall	The licensed doctor of veterinary medicine shall report to the health commissioner the conclusions reached as a result of the examinations.	3701.13	Yes, state law	Yes, state law
3701-3-29 (A)(1)(f)	Shall	The examination by a licensed doctor of veterinary medicine shall be at the expense of the owner or harborer.	3701.13	Yes, state law	Yes, state law
3701-3-29 (A)(1)(g)	Shall	No dog, cat, or ferret shall be released from the required quarantine unless and until it has a current rabies vaccination status as demonstrated by a rabies vaccination certificate signed by a licensed doctor of veterinary medicine.	3701.13	Yes, state law	Yes, state law
3701-3-29 (A)(2)	Shall	If any quarantined dog, cat, or ferret dies before the quarantine period expires, then the head of the dog, cat, or ferret shall be submitted to the Ohio department of health's bureau of public health laboratory for rabies examination.	3701.13	Yes, state law	Yes, state law
3701-3-29 (A)(3)	Shall	If the owner or harborer of the dog, cat, or ferret is unknown, the health commissioner may direct that the dog, cat, or ferret be humanely killed in which case the head of the dog, cat, or ferret shall be submitted to the Ohio department of health's bureau of public health laboratory for rabies examination.	3701.13	Yes, state law	Yes, state law
3701-3-29 (B)(2)	Shall	The brain of said mammal shall then be submitted to the Ohio department of health's bureau of public health laboratory for rabies examination.	3701.13	Yes, state law	Yes, state law

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3701-3-29 (C)	Shall	Any non-human mammal bitten by a known rabid mammal, or that had reasonable probability to have been bitten by a wild carnivorous mammal or bat that is not available for rabies testing shall be regarded as having been exposed to the rabies virus.	3701.13	Yes, state law	Yes, state law
3701-3-29 (C)(1)	Shall	Dogs, cats, ferrets not currently vaccinated against the rabies virus or when vaccination cannot be verified shall be humanely killed; or...	3701.13	Yes, state law	Yes, state law
3701-3-29 (C)(1)	Shall	...if sufficient justification for preserving the animal exists, the exposed dog, cat, ferret shall be quarantined in strict isolation under an order issued by the health commissioner of the health district in which the bite was inflicted.	3701.13	Yes, state law	Yes, state law
3701-3-29 (C)(1)(a)	Shall	In all cases, said quarantine shall be under the supervision of the health commissioner and....	3701.13	Yes, state law	Yes, state law
3701-3-29 (C)(1)(a)	Shall	...shall be at the expense of the owner or harborer.	3701.13	Yes, state law	Yes, state law
3701-3-29 (C)(1)(a)	Must	Any signs of illness in the dog, cat, or ferret must be reported immediately to the health commissioner.	3701.13	Yes, state law	Yes, state law
3701-3-29 (C)(1)(b)	Shall	The quarantine period shall be for not less than four months for dogs and cats, and not less than six months for ferrets.			

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3701-3-29 (C)(1)(b)	Shall	The dog, cat, or ferret shall be vaccinated against rabies by a licensed doctor of veterinary medicine upon entry into quarantine.			
3701-3-29 (C)(2)	Shall	A rabies vaccine booster shall be administered immediately and the mammal quarantined under an order issued by the health commissioner of the health district in which the bite was inflicted under the following circumstances....	3701.13	Yes, state law	Yes, state law
3701-3-29 (C)(2)(a)	Shall	In all cases, said quarantine shall be under the supervision of the health commissioner and....	3701.13	Yes, state law	Yes, state law
3701-3-29 (C)(2)(a)	Shall	...shall be at the expense of the owner or harborer. Any signs of illness in the dog, cat, or ferret must be reported immediately to the health commissioner.	3701.13	Yes, state law	Yes, state law
3701-3-29 (C)(2)(a)	Must	Any signs of illness in the dog, cat, or ferret must be reported immediately to the health commissioner.	3701.13	Yes, state law	Yes, state law
3701-3-29 (C)(2)(b)	Shall	The quarantine period shall be for not less than forty-five days.	3701.13	Yes, state law	Yes, state law
3701-3-30	Shall	Any licensed doctor of veterinary medicine or other person who examines, treats, owns, harbors, or otherwise cares for any mammal which exhibits symptoms or behavior suggestive of rabies, shall confine and isolate such mammal in suitable quarters...	3701.13	Yes, state law	Yes, state law

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3701-3-30	Shall	...shall report such fact within twenty-four hours after the symptoms or behaviors are observed or known to the health commissioner of the health district wherein such mammal is confined.	3701.13	Yes, state law	Yes, state law
3701-3-30	Shall	Such mammal shall be confined until it has been determined that it is not afflicted with rabies.	3701.13	Yes, state law	Yes, state law
3701-3-30	Shall	If it is determined that the mammal is rabid, the health commissioner shall take such action as is necessary to prevent the occurrence of rabies in individuals or mammals known or presumed to have been exposed to such rabid mammal.	3701.13	Yes, state law	Yes, state law
3701-4-02(A)	Shall	Each physician, dentist, hospital, or person providing diagnostic or treatment services to patients with cancer shall report each case of cancer	3701.262	Yes, state law	Yes, state law
3701-4-02(A)	Shall	The report shall contain information regarding the patient (list of information that must be reported)	3701.262	Yes, state law	Yes, state law
3701-4-02(C)	Shall	All those who diagnose patients as having cancer or provide treatment services to patients shall grant the department access to all records that identify cases of cancer	3701.262	Yes, state law	Yes, state law
3701-4-03(A)	Shall	Information, data, and reports with respect to a case of cancer shall be confidential and....	3701.262	Yes, state law	Yes, state law

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3701-4-03(A)	Shall	...shall be used only for public health surveillance and research for the purposes of reducing the morbidity or mortality of cancer.	3701.262	Yes, state law	Yes, state law
3701-4-03(B)(3)	Shall	Safeguards for the protection of the identity of patients shall include provisions to limit access to identifying data to only those who need access.	3701.262	Yes, state law	Yes, state law
3701-4-03(B)(4)	Prohibit	An agreement between the department and researcher will prohibit the publication or release of protected health information.	3701.262	Yes, state law	Yes, state law
3701-4-03(C)	Shall	The researcher shall first notify the patient's managing physician of an intent to contact a patient.	3701.262	Yes, state law	Yes, state law
3701-4-03(C)	Shall	The researcher shall obtain the patient's verbal or written consent prior to requesting additional information or including the patient in the research project.	3701.262	Yes, federal law	Yes, federal law
3701-5-01 (X)	Shall	The state registrar will issue a still birth certificate upon a receipt of an application and the certificate shall contain the name, sex, date and place of delivery. The certificate will be issued for free.	3705.08	Yes, state law	Yes, state law
3701-5-02 (B)	Shall	Each vital record filed shall comply with stated requirements.	3705.08	Yes, state law	Yes, state law

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3701-5-02 (B) (1)	Shall	Each vital record shall be prepared on an approved form.	3705.08	Yes, state law	Yes, state law
3701-5-02 (B) (2)	Shall	Each vital record shall be completed in accordance with the written instructions.	3705.08	Yes, state law	Yes, state law
3701-5-02 (B) (3)	Shall	Each vital record shall contain all items of information requested.	3705.08	Yes, state law	Yes, state law
3701-5-02 (B) (4)	Shall	All records shall be legible.	3705.08	Yes, state law	Yes, state law
3701-5-02(C)	Shall	Forms that are used in the system of vital statistics should be used for official reporting purposes only and shall be surrendered to the office upon demand.	3705.08	Yes, state law	Yes, state law
3701-5-03	Shall	The fee for a certified copy of a vital event shall be \$12 dollars plus any additional fees in code.	3705.24	Yes, state law	Yes, state law
3701-5-04 (A)	Shall	Birth certificates shall be completed within 10 days of birth.	3705.02	Yes, state law	Yes, state law

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3701-5-04 (B)	Shall	An institutional birth shall be registered if it meets the requirements and if no other certificates is found.	3705.15	Yes, state law	Yes, state law
3701-5-04(C)	Shall	An institutional birth not registered in 7 years shall be registered with an order from a probate court.	3705.15	Yes, state law	Yes, state law
3701-5-04 (D)	Shall	A delayed birth certificate shall meet specific requirements.	3705.15	Yes, state law	Yes, state law
3701-5-04 (D) (1)	Shall	A delayed birth certificate shall be accompanied by all social security numbers that have been issued to the parents.	3705.15	Yes, state law	Yes, state law
3701-5-04 (D) (2)	Shall not	The parents' social security numbers shall not be recorded on a delayed birth record.	3705.15	Yes, state law	Yes, state law
3701-5-04 (D) (3)	Shall	The local registrar shall transmit the social security numbers to the state vital statistics office.	3705.07	Yes, state law	Yes, state law
3701-5-04 (D) (4)	Shall	No social security number obtained shall be used for any purpose other than child support enforcement.	3705.15	Yes, state law	Yes, state law

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3701-5-05 (B)	Shall	Disposition permits will be approved within 24 hours by a sub-registrar and the sub-registrar shall remit the fees collected for the permit as set forth by rule.	3705.17	Yes, state law	Yes, state law
3701-5-05 (D)	Shall	Each sub-registrar shall remit fees for disposition permits as set forth by the state registrar.	3705.17	Yes, state law	Yes, state law
3701-5-06	Shall	Medical certificate of the death certificate shall be certified by a coroner or attending physician within 48 hours after death.	3705.16	Yes, state law	Yes, state law
3701-5-07	Shall	When the cause of death is not known within 48 hours of death, the certifier will enter pending as the cause and then file a supplementary medical certification with the facts within six months after the date of death.	3705.16	Yes, state law	Yes, state law
3701-5-08 (A)	Shall	Disposition shall not occur without obtaining a disposition permit. A complete death certificate shall be filed within five working days after the date of death.	3705.16	Yes, state law	Yes, state law
3701-5-08 (B)	Shall	If a death certificate is not filed within a reasonable amount of time, and upon researching the issue, the local registrar can report the issue to a licensing agency.	3705.16	Yes, state law	Yes, state law
3701-5-09	Shall	The fee for the disposition permit can be waived if a statement indicating which agency or political subdivision of the state paid for the total cost of the burial is provided to the local registrar.	3705.17	Yes, state law	Yes, state law

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3701-5-10 (A)	Shall	Death certificates shall be matched with birth certificates using specific items for comparison. No match shall be determined to exist unless there is a death certificate.	3705.27	Yes, state law	Yes, state law
3701-5-10 (B)	Shall	If a match occurs, the death certificate number shall be affixed to the birth record and the birth information shall be affixed to the death record.	3705.27	Yes, state law	Yes, state law
3701-5-11	Shall	Birth certificate retention shall be 125 years and 50 years for deaths, fetal deaths, marriage and divorces. Custody of the records can then transferred to the Ohio History Connection.	3705.02	Yes, state law	Yes, state law
3701-5-12 (B)	Shall	Medical information from the birth certificate will not be furnished for statistical or research purposes until the department institutional review board has received a signed agreement.	3705.27	Yes, state law	Yes, state law
3701-5-12 (B) (1)	Must	Research protocol must be submitted to the department for review and approval.	3705.27	Yes, state law	Yes, state law
3701-5-12 (B) (2)	Must	The release agreement must state that vital statistics information received will not become part of the permanent record of the organization.	3705.27	Yes, state law	Yes, state law
3701-5-12 (B) (3)	Must	The release agreement must state that vital statistics information will be kept confidential.	3705.27	Yes, state law	Yes, state law

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3701-5-12 (B) (4)	Must	Copies of survey letters or questionnaires must be submitted for approval.	3705.27	Yes, state law	Yes, state law
3701-5-12 (B) (5)	Must	Copies of human subject review board approval must be submitted if applicable.	3705.27	Yes, state law	Yes, state law
3701-5-13	Shall	Heirloom certificates will be \$25 of which \$10 of the fee will be used for the family and children first council.	3705.23	Yes, state law	Yes, state law
3701-5-14	Shall	The coroner will investigate the death and perform an autopsy on any child under 2 years old that dies suddenly and will conduct specific autopsy specifics to produce the report.	313.121	Yes, state law	Yes, state law
3701-5-15	Shall	A copy of the contents of an adoption file shall be \$25.00.	3705.241	Yes, state law	Yes, state law
3701-5-16	Shall	If a birth occurs outside of a birth institution specific documents shall be required in order to register the event within one year.	3705.02	Yes, state law	Yes, state law
3701-5-16(C)	Must	If a birth occurs outside of a birth institution and is not registered within one year, the birth must be filed by the applicable probate court.	3705.02	Yes, state law	Yes, state law

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3701-6-02 (B)	Shall	Eligibility and application process: "The application shall be submitted by a date and on a form prescribed by the department."	3702.72	Yes, state law	Yes, state law
3701-6-02 (B)	Shall	Eligibility and application process: "The form shall require an applicant to set forth the following information:"	3702.72	Yes, state law	Yes, state law
3701-6-02 (B)	Require	Eligibility and application process: "The form shall require an applicant to set forth the following information:"	3702.72	Yes, state law	Yes, state law
3701-6-02 (C)	Shall	Eligibility and application process: "The director shall grant an application for placement in a health resource shortage area and participation in the physician loan repayment program if all of the following apply:"	3702.73	No, general rulemaking authority	No, general rulemaking authority
3701-6-02 (D)	Shall	Eligibility and application process: "Upon granting an application, the director shall notify and enter into discussions with the applicant."	3702.73	Yes, state law	Yes, state law
3701-6-02 (E)	Shall	Eligibility and application process: "If the health resource shortage area site, the director and applicant agree on the applicant's placement in a particular health resource shortage area and the amount of the applicant's educational expenses to be repaid, the applicant shall prepare, sign, and deliver to the director a letter of intent agreeing to that placement."	3702.73	Yes, state law	Yes, state law

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3701-6-02 (F)	Shall	Eligibility and application process: "In the event that it is necessary to establish priorities among applicants, the director shall consider the following factors:"	3702.77	Yes, state law	Yes, state law
3701-6-03 (C)	Shall	Requirements for contract: "The contract shall include all of the following obligations:"	3702.74	Yes, state law	Yes, state law
3701-6-03 (C) (5)	Shall	Requirements for contract: "If the department assumes the physician's duty to pay a portion of the loan, the contract shall set forth the amount of each payment."	3702.74	No, general rulemaking authority	No, general rulemaking authority
3701-6-03 (D)	Shall	Requirements for contract: "The contract shall include the following terms as agreed upon by the parties:"	3702.74	Yes, state law	Yes, state law
3701-6-03 (D) (1)	Must	Requirements for contract: "The physician's required length of service in the health resource shortage area(s) which must be at least two years for an initial contract.	3702.74	Yes, state law	Yes, state law
3701-6-04 (A)	Shall	Health resource shortage areas: "Health resource shortage areas shall include the following:"	3702.76	Yes, state law	Yes, state law
3701-6-04 (B)	Shall	Health resource shortage areas: "In determining priorities among health resource shortage areas, the director shall consider:"	3702.77	Yes, state law	Yes, state law

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3701-7-02(A)	Shall	Requires license to operate a maternity unit, newborn care nursery or maternity home	3711.12	Yes, state law	Yes, state law
3701-7-03(A)	Shall	Requires renewal made on a form approved by the director	3711.12	Yes, state law	Yes, state law
3701-7-03(A)	Shall	Requires payment of the stated renewal fee	3711.12	Yes, state law	Yes, state law
3701-7-03(B)	Shall	Requires commensurate levels of care between maternity and newborn, with limited exceptions	3711.12	Yes, state law	Yes, state law
3701-7-03(C)	Shall	Payment period for licensing fee and late penalty	3711.12	Yes, state law	Yes, state law
3701-7-03(D)	Shall	Director required to send application to local board of health for approval	3711.12	Yes, state law	Yes, state law
3701-7-03(D)	Shall	Bd. Of Health shall approve the application unless one of the listed exceptions applies, notify the director within 30 days	3711.12	Yes, state law	Yes, state law

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3701-7-03(F)	Shall	Director to issue a license if the unit/nursery/home meets the standards of ORC 3711.	3711.12	Yes, state law	Yes, state law
3701-7-03(F)	Shall	License shall include the listed information	3711.12	Yes, state law	Yes, state law
3701-7-03(G)	Shall	License shall be valid for 3 years	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-03(I)	Shall	Licensee to provide notice to the Director of any change in administrator, primary agent, or name	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-03(J)	Shall	Licensee to notify the director within seven days, in writing, of the voluntary suspension of operation, closing, or sale	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-03(J)	Shall	Licensee to notify the director as soon as possible in the event of involuntary closure	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-03(K)	Shall	License to be conspicuously posted	3711.12	No, general rulemaking authority	No, general rulemaking authority

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3701-7-03(L)	Shall	Not to exceed occupancy unless due to factors outside the licensee's control	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-03(L)	Shall	Licensee shall develop and follow policies if number of patients exceeds licensed capacity due to factors outside of the control of licensee	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-03(M)	Shall	Licensee to notify the director, in writing, prior to any construction, modernization, major acquisition, or significant alteration that would change the premises in which the business will be carried out, the licensed capacity for either obstetric patients or newborns, or that affects the level, volume, or scope of services	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-04(A)	Shall	Prohibits operations of maternity unit, newborn care nursery or maternity home that does not comply with OAC chapter	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-04(B)(1)	Shall	Prohibits interference with inspection/investigation, making material misrepresentations	3711.12	Yes, state law	Yes, state law
3701-7-04(C)	Shall	Compliance with applicable federal, state and local laws for building structure	3711.12	Yes, state law	Yes, state law

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3701-7-04(D)	Shall	Not construed as authorizing individuals to operate outside their scope of practice	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-04(E)	Shall	Requires waiver or variance for provisions of OAC 3701-7 not met by the licensee.	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-05(A)	Shall	Director to monitor compliance through inspections	3711.12	Yes, state law	Yes, state law
3701-7-05(A)(1)	Shall	Triennial inspection requirements	3711.12	Yes, state law	Yes, state law
3701-7-05(B)	Shall	Director shall inform complainant and facility of the results of the inspection	3711.12	Yes, state law	Yes, state law
3701-7-05(C)	Shall	Facility shall pay inspection fee as listed	3711.12	Yes, state law	Yes, state law
3701-7-05(D)(3)	Shall	Director shall issue a written notice of suspension, delivered in accordance with R.C. 119.07	3711.12	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-7-05(D)(3)	Shall	Order shall not be subject to suspension by the court while on appeal	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-05(D)(3)	Shall	Date for an adjudication hearing on suspension	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-05(D)(3)	Shall	Summary Suspension shall remain in effect until final adjudication	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-05(D)(3)	Shall	Director shall issue a final adjudication within 90 days	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-05(D)(3)	Shall	If no final adjudication in 90 days, summary suspension is void	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-05(D)(3)	Shall	Voiding of summary suspension does not impact subsequent adjudication order	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-05(E)	Shall	Court shall grant injunction if director shows operation without a license	3711.12	No, general rulemaking authority	No, general rulemaking authority

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3701-7-06(A)	Shall not	Licensees licensed pre-1997 not required to meet current facilities and equipment rule unless they renovate or change their service level	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-06(B)	Shall	Building compliance requirements for maternity unit, newborn care nursery and maternity home.	3711.12	Yes, state law	Yes, state law
3701-7-06(C)	Shall	Licensees shall develop and follow a disaster preparedness plan	3711.12	Yes, state law	Yes, state law
3701-7-06(C)	Shall	Shall review disaster preparedness policies annually	3711.12	Yes, state law	Yes, state law
3701-7-06(C)	Shall	Shall practice disaster preparedness drills quarterly on each shift	3711.12	Yes, state law	Yes, state law
3701-7-06(D)	Shall	Develop and follow policies for ensuring the safety and security of all patients, including infant security drills for locating missing newborns	3711.12	Yes, state law	Yes, state law
3701-7-06(D)	Shall	Shall review patient safety policies at least annually	3711.12	Yes, state law	Yes, state law

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3701-7-06(D)	Shall	Shall practice infant security drill on each shift every six months	3711.12	Yes, state law	Yes, state law
3701-7-06(E)	Shall	Licensee to label, store and dispose all poisons, hazardous wastes and flammable materials in a safe manner that does not jeopardize patient or resident health or safety	3711.12	Yes, state law	Yes, state law
3701-7-06(G)	Shall	Maternity Unit constructed after January 1, 2012, using separate antepartum areas shall have space for the services	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-06(G)	Shall	Requirements for maternity units providing antepartum care in a separate area	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-06(G)(1)	Shall	Maternity unit room requirements, post 1/1/2012 - space for support person	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-06(H)	Shall	Maternity unit, provisions for separate labor rooms - space for services	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-06(H)(1)	Shall	Maternity unit labor-delivery-recovery room and labor-delivery-recovery-postpartum - Room to provide space for mother, newborn, and support person	3711.12	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-7-06(H)(3)	Shall	Maternity unit labor-delivery-recovery room and labor-delivery-recovery-postpartum - distinct area for newborn stabilization medical gas, medical air, and vacuum outlets	3711.12	Yes, state law	Yes, state law
3701-7-06(H)(4)	Shall	Maternity unit labor-delivery-recovery room and labor-delivery-recovery-postpartum - room air changes post-2012	3711.12	Yes, state law	Yes, state law
3701-7-06(I)	Shall	Maternity unit with separate labor rooms shall meet requirements	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-06(I)(1)	Shall	Maternity unit, provisions for separate labor rooms - post 2012, must have private labor rooms	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-06(I)(1)	Shall	Maternity unit, provisions for separate labor rooms - post 2012, 200 square feet per bed	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-06(I)(3)	Shall	Maternity unit, provisions for separate labor rooms - post 2012 air changes	3711.12	Yes, state law	Yes, state law
3701-7-06(J)	Shall	Maternity unit using separate recovery area shall provide space for provision of services	3711.12	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-7-06(J)	Shall	Maternity unit using separate recovery area shall provide the listed	3711.12	Yes, state law	Yes, state law
3701-7-06(K)	Shall	Maternity unit, provisions for separate postpartum rooms - space for provision of services	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-06(K)	Shall	Maternity unit, provisions for separate postpartum rooms	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-06(K)(1)	Shall	Maternity unit, provisions for separate postpartum rooms post January 1, 2012	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-06(K)(2)	Shall	Maternity unit, provisions for separate postpartum rooms - requirements for post January 1, 2012	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-06(L)	Shall	Maternity unit, cesarean delivery room requirements - one cesarean room in every OB area	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-06(L)	Shall	Maternity unit, cesarean delivery room shall provide the listed	3711.12	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-7-06(L)(1)	Shall	Maternity unit, cesarean delivery room requirements - 300 sq. ft for other delivery rooms w/o cesarean	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-06(L)(2)(a)	Shall	Maternity unit, cesarean delivery room requirements for newborn resuscitation - post 2012, 80 additional square feet	3711.12	Yes, state law	Yes, state law
3701-7-06(L)(3)	Shall	Maternity Unit, cesarean delivery room requirements- post 2012, 20 air changes per hour	3711.12	Yes, state law	Yes, state law
3701-7-06(M)	Shall	Maternity unit, required equipment and supplies for care of newborn where physiologic transition period occurs	3711.12	Yes, state law	Yes, state law
3701-7-06(M)	Shall	Maternity unit, required equipment and supplies	3711.12	Yes, state law	Yes, state law
3701-7-06(N)	Shall	Maternity unit, airborne infection isolation room	3711.12	Yes, state law	Yes, state law
3701-7-06(N)	Shall	Maternity unit, airborne infection isolation room - enclosed with ability to observe	3711.12	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-7-06(N)	Shall	Maternity unit, airborne infection isolation room- be consistent with CDC guidelines	3711.12	Yes, state law	Yes, state law
3701-7-06(O)	Shall	Maternity unit, consultation rooms, family waiting	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-06(P)	Shall	Newborn care nursery, 24 sq. ft floor space	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-06(P)	Shall	Close observation shall conform to requirements for level designation	3711.12	Yes, state law	Yes, state law
3701-7-06(P)	Shall	Newborn care nursery, 50 sq. ft floor space for infants requiring close monitoring	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-06(P)	Shall	Newborn care nursery, post 2012, close observation shall conform to level designation of newborn service	3711.12	Yes, state law	Yes, state law
3701-7-06(P)	Shall	Newborn care nursery, post 2012, close observation, 120 sq. ft of open floor space	3711.12	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-7-06(Q)	Shall	Newborn care nursery shall conform to level designation, space for procedures, equipment and staff	3711.12	Yes, state law	Yes, state law
3701-7-06(Q)	Shall	Newborn nursery shall provide listed space and equipment	3711.12	Yes, state law	Yes, state law
3701-7-06(R)	Shall	Newborn care nursery, baby holding nursery requirements	3711.12	Yes, state law	Yes, state law
3701-7-06(S)	Shall	Space and facilities requirements specific to level II, III, and IV - reception area	3711.12	Yes, state law	Yes, state law
3701-7-06(S)(1)	Shall	Space and facilities requirements specific to level II, III, and IV - reception area - visual observation	3711.12	Yes, state law	Yes, state law
3701-7-06(S)(1)	Shall	Space and facilities requirements specific to level II, III, and IV - reception area hand washing	3711.12	Yes, state law	Yes, state law
3701-7-06(S)(2)	Shall	Space and facilities requirements specific to level II, III, and IV - doors accommodate portable x-ray equipment	3711.12	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-7-06(S)(3)	Shall	Space and facilities requirements specific to level II, III, and IV - system to access unit	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-06(S)(5)	Shall	Space and facilities requirements specific to level II, III, and IV - pre-2012	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-06(S)(6)	Shall	Space and facilities requirements specific to level II, III, and IV - post 2012, NB station sq. footage	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-06(S)(7)	Shall	Space and facilities requirements specific to level II, III, and IV - pre 2012 medical gas, medical air, and vacuum outlets	3711.12	Yes, state law	Yes, state law
3701-7-06(S)(8)	Shall	Space and facilities requirements specific to level II, III, and IV - post 2012, medical gas, medical air, and vacuum outlets	3711.12	Yes, state law	Yes, state law
3701-7-06(S)(10)	Shall	Space and facilities requirements specific to level II, III, and IV - transition room	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-06(S)(10)	Shall	Space and facilities requirements specific to level II, III, and IV - transition room sink and toilets	3711.12	Yes, state law	Yes, state law

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3701-7-06(S)(11)	Shall	Space and facilities requirements specific to level II, III, and IV - rooms within nursery meet sq. ft and aisle width outlets	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-06(T)	Shall	Shall consider recommendations of recognized societies and accrediting bodies when assessing new technology and equipment	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-06(U)	Shall	Provision of hands-free handwashing stations	3711.12	Yes, state law	Yes, state law
3701-7-06(V)	Shall	Interconnected emergency communication systems	3711.12	Yes, state law	Yes, state law
3701-7-06(V)	Shall	Interconnected emergency communication systems in toilet rooms	3711.12	Yes, state law	Yes, state law
3701-7-06(W)	Shall	Provision of appropriate safety features	3711.12	Yes, state law	Yes, state law
3701-7-07(A)	Shall	Level I obstetric license provisions	3711.12	Yes, state law	Yes, state law

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3701-7-07(B)	Shall	Level I obstetric transfer provisions	3711.12	Yes, state law	Yes, state law
3701-7-07(D)	Shall	Level I neonatal license provisions, patients	3711.12	Yes, state law	Yes, state law
3701-7-07(E)	Shall	Level I neonatal transfer provisions	3711.12	Yes, state law	Yes, state law
3701-7-07(F)	Shall	Informed consent prior to transfer, documentation	3711.12	Yes, state law	Yes, state law
3701-7-07(G)	Shall	Documentation of refusal of transfer	3711.12	Yes, state law	Yes, state law
3701-7-07(G)	Shall	Update patient or patient's legal guardian as condition warrants	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-07(H)	Shall	Level I - Written Service Plan for the care and services to be provided	3711.12	Yes, state law	Yes, state law

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3701-7-07 (H)	Shall	Level I - Requirements for written service plan including patient criteria, minimum competency of staff, risk assessments, and other requirements	3711.12	Yes, state law	Yes, state law
3701-7-07(I)	Shall	Implementation of written service plan	3711.12	Yes, state law	Yes, state law
3701-7-07(J)	Shall	Ability to perform emergency cesarean section, emergency care and stabilization, and fetal monitoring	3711.12	Yes, state law	Yes, state law
3701-7-07(K)	Shall	Level I -Required support services, 24-hour	3711.12	Yes, state law	Yes, state law
3701-7-07(L)	Shall	Level I - Required support services on call	3711.12	Yes, state law	Yes, state law
3701-7-07(L)(4)	Shall	Anesthesia remain on site for 30 minutes or until patient stable	3711.12	Yes, state law	Yes, state law
3701-7-07(L)(4)	Shall	When anesthesia oncall, return in 30 minutes if needed	3711.12	Yes, state law	Yes, state law

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3701-7-07(M)	Shall	Level I - Unit Mgmt.: Co-Directors	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-07(M)(1)(a)	Shall	Co-directors of OB & newborn care nursery	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-07-07(M)(1)(b)	Shall	Co-directors of OB & newborn care nursery, board certified	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-07(N)	Shall	Staff required at low risk delivery or uncomplicated delivery - physician/apn	3711.12	Yes, state law	Yes, state law
3701-7-07(N)(2)	Shall	Requirements for second physician or certified nurse practitioner	3711.12	Yes, state law	Yes, state law
3701-7-07(O)	Shall	Staff required at anticipated high risk delivery - physician	3711.12	Yes, state law	Yes, state law
3701-7-07 (P)	Shall	Level I - Unit Staffing: RN (L&D)	3711.12	Yes, state law	Yes, state law

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3701-7-07 (Q)	Shall	Level I - Unit Staffing: Social worker, dietician, lactation consultant	3711.12	Yes, state law	Yes, state law
3701-7-08(A)	Shall	Level II obstetric license service requirements	3711.12	Yes, state law	Yes, state law
3701-7-08(B)	Shall	Level II obstetric transfer provisions	3711.12	Yes, state law	Yes, state law
3701-7-08(D)	Shall	Level II neonatal license provisions	3711.12	Yes, state law	Yes, state law
3701-7-08(E)	Shall	Level II neonatal transfer provisions	3711.12	Yes, state law	Yes, state law
3701-7-08(F)	Shall	Informed consent prior to transfer	3711.12	Yes, state law	Yes, state law
3701-7-08(G)	Shall	Documentation of refusal of transfer	3711.12	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-7-08(G)	Shall	Service shall update patient or legal guardian as condition warrants	3711.12	Yes, state law	Yes, state law
3701-7-08(H)	Shall	Level II - Written Service Plan requirements for patients, admission, staffing	3711.12	Yes, state law	Yes, state law
3701-7-08 (H)(13)(a)	Shall	Level II- Staff Education on neonatal resuscitation	3711.12	Yes, state law	Yes, state law
3701-7-08(H)(13)(b)	Shall	Level II- Staff education post resuscitation	3711.12	Yes, state law	Yes, state law
3701-7-08(I)	Shall	Implementation of written service plan	3711.12	Yes, state law	Yes, state law
3701-7-08(J)	Shall	Ability to perform emergency cesarean section, emergency care and stabilization, and fetal monitoring	3711.12	Yes, state law	Yes, state law
3701-7-08 (K)	Shall	Level II - Support Svcs (OS): On Site	3711.12	Yes, state law	Yes, state law

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3701-7-08 (L)	Shall	Level II - Support Svcs (OC): On Call	3711.12	Yes, state law	Yes, state law
3701-7-08 (M)	Shall	Level II - Unit Management	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-08 (M)(1)	Shall	Level II - Unit Mgmt.: Co-Directors OB/NB, procedures	3711.12	No, general rulemaking authority	No, general rulemaking authority
3107-07-08(M)(1)	Shall	Level II- OB/NB, Co-directors, coordination	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-08(N)	Shall	Specialists on-call based on needs of the patients	3711.12	Yes, state law	Yes, state law
3701-7-08(O)	Shall	Maternal-fetal sub-specialists available for consultation	3711.12	Yes, state law	Yes, state law
3701-7-08(P)	Shall	Staff required at low risk or uncomplicated delivery	3711.12	Yes, state law	Yes, state law

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3701-7-08(P)	Shall	Staff required for unanticipated high-risk delivery	3711.12	Yes, state law	Yes, state law
3701-7-08(Q)	Shall	Staff required at anticipated high risk delivery	3711.12	Yes, state law	Yes, state law
3701-7-08(R)	Shall	Staff required when newborns require mechanical ventilation or continuous positive airway pressure	3711.12	Yes, state law	Yes, state law
3701-7-08 (S)	Shall	Level II - Unit Staffing: Minimum on-duty staffing	3711.12	Yes, state law	Yes, state law
3701-7-08 (T)	Shall	Level II - Unit Staffing: Lic Social Worker, dietitian, certified lactation consultant	3711.12	Yes, state law	Yes, state law
3701-7-09(A)	Shall	Level III obstetric patient requirements	3711.12	Yes, state law	Yes, state law
3701-7-09(B)	Shall	Level III obstetric transfer provisions	3711.12	Yes, state law	Yes, state law

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3701-7-09(D)	Shall	Level III neonatal patient requirements	3711.12	Yes, state law	Yes, state law
3701-7-09(E)	Shall	Level III neonatal transfer provisions	3711.12	Yes, state law	Yes, state law
3701-7-09(F)	Shall	Informed consent prior to transfer	3711.12	Yes, state law	Yes, state law
3701-7-09(G)	Shall	Documentation of refusal of transfer	3711.12	No, general rulemaking authority	Yes, state law
3701-7-09(G)	Shall	Update patient or patient's legal guardian as condition warrants	3711.12	Yes, state law	Yes, state law
3701-7-09(H)	Shall	Level III - Written Service Plan requirements for patients, staffing	3711.12	Yes, state law	Yes, state law
3701-7-09(I)	Shall	Policies and procedures to Implement written service plan	3711.12	Yes, state law	Yes, state law

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3701-7-09(J)	Shall	Ability to perform emergency cesarean section, emergency care and stabilization, and fetal monitoring	3711.12	Yes, state law	Yes, state law
3701-7-08 (K)	Shall	Level III - Support Services on site	3711.12	Yes, state law	Yes, state law
3701-7-08 (L)	Shall	Level III - Support Services on call	3711.12	Yes, state law	Yes, state law
3701-7-09(M)	Shall	Level III - Unit Management requirements	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-09 (M)(1)	Shall	Level III- Co-directors shall coordinate the listed	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-09(N)	Shall	Specialists on-call based on needs of the patients	3711.12	Yes, state law	Yes, state law
3701-7-09(O)	Shall	Sub-specialists available for consultation, and, if necessary, patient care either on-site or at a nearby closely related hospital or institution, appropriate for the services provided and based upon the medical needs of the patient	3711.12	Yes, state law	Yes, state law

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3701-7-09(P)	Shall	Staff required at low risk or uncomplicated delivery	3711.12	Yes, state law	Yes, state law
3701-7-09(P)	Shall	Staff required for unanticipated high-risk delivery	3711.12	Yes, state law	Yes, state law
3701-7-09(Q)	Shall	Staff required at anticipated high risk delivery - physician	3711.12	Yes, state law	Yes, state law
3701-7-09(R)	Shall	Staff required at delivery with more complex maternal or fetal conditions	3711.12	Yes, state law	Yes, state law
3701-7-09(S)	Shall	Initial evaluation of newborn requiring mechanical ventilation or continuous positive airway pressure	3711.12	Yes, state law	Yes, state law
3701-7-09(S)	Must	Qualified staff must be onsite to care for newborns	3711.12	Yes, state law	Yes, state law
3701-7-09 (T)	Shall	Staffing minimums	3711.12	Yes, state law	Yes, state law

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3701-7-09 (U)	Shall	Level III - Unit Staffing: Lic Social Worker, dietitian, lactation consultant	3711.12	Yes, state law	Yes, state law
3701-7-09 (U)(1)	Shall	Level III- Additional social workers based on number of patient	3711.12	Yes, state law	Yes, state law
3701-7-09 (U)(3)	Shall	Level III- Additional lact. Consult. As needed	3711.12	Yes, state law	Yes, state law
3701-7-10(A)	Shall	Level IV obstetric license patient requirements	3711.12	Yes, state law	Yes, state law
3701-7-10(B)	Shall	Level IV neonatal patient requirements	3711.12	Yes, state law	Yes, state law
3701-7-10(D)	Shall	Level IV written service plan requirements	3711.12	Yes, state law	Yes, state law
3701-7-10(D)	Shall	Level IV written service plan requirements patients, staffing	3711.12	Yes, state law	Yes, state law

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3701-7-10(D)(13)(a)	Shall	Neonatal resuscitation training requirements	3711.12	Yes, state law	Yes, state law
3701-7-10(D)(13)(b)	Shall	Post resuscitation training requirements	3711.12	Yes, state law	Yes, state law
3701-7-10(E)	Shall	Level IV- policies and procedures to implement service plan	3711.12	Yes, state law	Yes, state law
3701-7-10(F)	Shall	Level IV- Shall perform emergency cesarean, fetal monitoring, resuscitation/stabilization,	3711.12	Yes, state law	Yes, state law
3701-7-10(G)	Shall	Level IV-Support Services On Site	3711.12	Yes, state law	Yes, state law
3701-7-10(H)	Shall	Level IV- Support Services On Call	3711.12	Yes, state law	Yes, state law
3701-7-10(I)	Shall	Level IV- Unit Management Co-directors	3711.12	Yes, state law	Yes, state law

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3701-7-10(I)	Shall	Level IV- Co-directors shall coordinate	3711.12	Yes, state law	Yes, state law
3701-7-10(J)	Shall	Level IV- Specialists as needed on call or on site	3711.12	Yes, state law	Yes, state law
3701-7-10 (K)	Shall	Level IV - sub-specialists on site or nearby at related hospital	3711.12	Yes, state law	Yes, state law
3701-7-10 (L)	Shall	Level IV- staff for anticipated low-risk delivery/uncomplicated delivery with higher risk conditions	3711.12	Yes, state law	Yes, state law
3701-7-10 (L)	Shall	Level IV - staff for unanticipated high risk delivery	3711.12	Yes, state law	Yes, state law
3701-7-10(M)	Shall	Level IV - staffing for anticipated high risk delivery	3711.12	Yes, state law	Yes, state law
3701-7-10(N)	Shall	Staff for complex deliveries	3711.12	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-7-10(O)	Shall	Evaluations for newborn with mechanical ventilations or continuous positive airway pressure.	3711.12	Yes, state law	Yes, state law
3701-7-10(O)	Shall	Staff requirements for newborns with mechanical ventilation or continuous positive airway pressure	3711.12	Yes, state law	Yes, state law
3701-7-10(P)	Shall	Staff requirements	3711.12	Yes, state law	Yes, state law
3701-7-10(Q)	Shall	Level IV- licensed social worker, dietitian, lactation consultant	3711.12	Yes, state law	Yes, state law
3701-7-10(Q)(1)	Shall	Level IV- additional social worker as needed per patient populations	3711.12	Yes, state law	Yes, state law
3701-7-10(Q)(3)	Shall	Level IV- additional lactation consultant as needed per patient populations	3711.12	Yes, state law	Yes, state law
3701-7-11(A)	Shall	Freestanding Children's Hospital, Level III neonatal patient requirements	3711.12	Yes, state law	Yes, state law

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3701-7-11(B)	Shall	Freestanding children's hospital, Level IV neonatal patient requirements	3711.12	Yes, state law	Yes, state law
3701-7-11(C)	Shall	Shall have a written service plan	3711.12	Yes, state law	Yes, state law
3701-7-11(C)	Shall	Written Service Plan contents	3711.12	Yes, state law	Yes, state law
3701-7-11 (C)(13)(a)	Shall	Requirement for neonatal resuscitation training program	3711.12	Yes, state law	Yes, state law
3701-7-11 (C)(13)(b)	Shall	Requirement for post resuscitation program	3711.12	Yes, state law	Yes, state law
3701-7-11(D)	Shall	Shall develop policies and procedures to implement written service plan	3711.12	Yes, state law	Yes, state law
3701-7-11(E)	Shall	Support services on site	3711.12	Yes, state law	Yes, state law

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3701-7-11 (F)	Shall	Support services on site with staff on call	3711.12	Yes, state law	Yes, state law
3701-7-11(G)	Shall	Services with staff on site	3711.12	Yes, state law	Yes, state law
3701-7-11 (G)(1)	Shall	Director of neonatal care service, duties	3711.12	Yes, state law	Yes, state law
3701-7-11(H)	Shall	Specialists on call	3711.12	Yes, state law	Yes, state law
3701-7-11(I)	Shall	Subspecialists on site or nearby at related hospital	3711.12	Yes, state law	Yes, state law
3701-7-11(J)	Shall	RN requirements	3711.12	Yes, state law	Yes, state law
3701-7-11 (K)	Shall	Required licensed social worker, dietitian, lactation consultant	3711.12	Yes, state law	Yes, state law

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3701-7-11 (K)(1)	Shall	Additional social workers as needed for patient populations	3711.12	Yes, state law	Yes, state law
3701-7-11 (K)(3)	Shall	Additional lactation consultations as needed for patient populations	3711.12	Yes, state law	Yes, state law
3701-7-11.1(A)	Shall	When special delivery services can be utilized	3711.12	Yes, state law	Yes, state law
3701-7-11.1 (B)	Shall	Patient care plan required for special deliveries	3711.12	Yes, state law	Yes, state law
3701-7-11.1 (B)	Shall	Requirements for patient care plan for special deliveries	3711.12	Yes, state law	Yes, state law
3701-7-11.1(C)	Shall	Requirements for special deliveries: room requirements, cesarean delivery ability	3711.12	Yes, state law	Yes, state law
3701-7-11.1(D)	Shall	Requirement to perform emergency cesarean delivery, fetal monitoring, resuscitation/stabilization	3711.12	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-7-11.2(A)	Shall	Freestanding children's hospital with Level IV neonatal and Level III OB patient requirements	3711.12	Yes, state law	Yes, state law
3701-7-11.2(B)	Shall	OB transfer provision	3711.12	Yes, state law	Yes, state law
3701-7-11.2(D)	Shall	Obstetric informed consent	3711.12	Yes, state law	Yes, state law
3701-7-11.2(E)	Shall	Documentation of transfer refusal	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-11.2(E)	Shall	Shall update patient or patient's guardian on condition	3711.12	Yes, state law	Yes, state law
3701-7-11.2(F)	Shall	Development of written service plan	3711.12	Yes, state law	Yes, state law
3701-7-11.2(G)	Shall	Implementation of written service plan	3711.12	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-7-11.2(H)	Shall	Requirement for emergency cesarean section, fetal monitoring, resuscitation/stabilization	3711.2.12	Yes, state law	Yes, state law
3701-7-11.2(I)	Shall	Support services required	3711.12	Yes, state law	Yes, state law
3701-7-11.2(J)	Shall	Unit management requirements	3711.12	Yes, state law	Yes, state law
3701-7-11.2(J)(1)	Shall	Requires coordination between director of OB and director of neonatal services	3711.12	Yes, state law	Yes, state law
3701-7-11.2(K)	Shall	Specialists on site or on call	3711.12	Yes, state law	Yes, state law
3701-7-11.2(L)	Shall	Sub-specialists available for consultation, and, if necessary, patient care either on-site or at a nearby closely related hospital or institution, appropriate for the services provided and based upon the medical needs of the patient	3711.12	Yes, state law	Yes, state law
3701-7-11.2(M)	Shall	Requirements for anticipated low-risk delivery or uncomplicated delivery with high-risk conditions	3711.12	Yes, state law	Yes, state law

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3701-7-11.2(M)	Shall	Requirements for unanticipated high risk delivery	3711.12	Yes, state law	Yes, state law
3701-7-11.2(N)	Shall	Requirements for anticipated high risk delivery	3711.12	Yes, state law	Yes, state law
3701-7-11.2(O)	Shall	Staff requirements for complex maternal or fetal conditions	3711.12	Yes, state law	Yes, state law
3701-7-11.2(P)	Shall	Requirements for newborn with mechanical ventilations or continuous positive airway pressure	3711.12	Yes, state law	Yes, state law
3701-7-11.2(P)	Shall	Staff requirements for newborns with mechanical ventilation or continuous positive airway pressure	3711.12	Yes, state law	Yes, state law
3701-7-11.2(Q)	Shall	Staffing minimums	3711.12	Yes, state law	Yes, state law
3701-7-12(A)	Shall	Staff in maternity home shall have health evaluations prior to start	3711.12	Yes, state law	Yes, state law

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3701-7-12(A)	Shall	Staff health evaluation shall include transmissible conditions	3711.12	Yes, state law	Yes, state law
3701-7-12(B)	Shall	Administrator required	3711.12	Yes, state law	Yes, state law
3701-7-12(C)	Shall	Requirement for pediatrician if onsite nursery	3711.12	Yes, state law	Yes, state law
3701-7-12(D)	Shall	RN required to direct nursing activities	3711.12	Yes, state law	Yes, state law
3701-7-12(E)	Shall	RN on duty if onsite nursery	3711.12	Yes, state law	Yes, state law
3701-7-12(F)	Shall	Shall follow written infection control policies and procedures	3711.12	Yes, state law	Yes, state law
3701-7-12(F)	Shall	Infection control policies shall be consistent with CDC guidelines	3711.12	Yes, state law	Yes, state law

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3701-7-12(F)	Shall	Minimum requirements for policies and procedures	3711.12	Yes, state law	Yes, state law
3701-7-12(G)	Shall Not	Shall not allow a volunteer or worker to provide services if know has communicable disease	3711.12	Yes, state law	Yes, state law
3701-7-12(H)	Shall	Shall document complications and adverse events impacting health, safety or well being of any resident	3711.12	Yes, state law	Yes, state law
3701-7-12(I)	Shall	Comply with disease reporting requirements of OAC 3701-3	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-12(J)	Shall	Requirements for facility and equipment	3711.12	Yes, state law	Yes, state law
3701-7-12(K)	Shall	Staff requirements	3711.12	Yes, state law	Yes, state law
3701-7-12(L)	Shall	Information provided to prospective resident regarding fees	3711.12	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-7-12(M)	Shall	Newborn nursery shall have adequate space for newborns	3711.12	Yes, state law	Yes, state law
3701-7-12(M)(2)	Shall	If newborn requires close observation, shall provide 50 sq ft or more around newborn station	3711.12	Yes, state law	Yes, state law
3701-7-13(A)	Shall	Requirements for written service plan newborn nutrition	3711.12	Yes, state law	Yes, state law
3701-7-13(B)	Shall	Requirements for written service plan parental nutrition	3711.12	Yes, state law	Yes, state law
3701-7-13(C)	Shall	Ability to outsource parental nutrition	3711.12	Yes, state law	Yes, state law
3701-7-13(D)	Shall	Provide support & monitoring for patients receiving parental nutrition	3711.12	Yes, state law	Yes, state law
3701-7-13(E)	Shall	Provide for storage of formula, human milk, donor human milk and donor human milk products	3711.12	Yes, state law	Yes, state law

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3701-7-13(F)	Shall	Appropriately equipped, feeding preparation area	3711.12	Yes, state law	Yes, state law
3701-7-13(F)	Shall	If more than 2 measured ingredients needed, a separate formula room required and maintained per American dietetic association guidelines	3711.12	Yes, state law	Yes, state law
3701-7-14(A)	Shall	Shall develop and follow policies and procedures to receive, investigation and report complaint about the quality and appropriateness of care	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-14(A)	Shall	Documentation of complaints, minimum requirements	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-14(B)	Shall	Required to post Department of Health's complaint number	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-14(C)	Shall	Develop a quality assessment and improvement program	3711.12	Yes, state law	Yes, state law
3701-7-14(C)	Shall	Duties of QAPI	3711.12	Yes, state law	Yes, state law

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3701-7-14(D)	Shall	Mandatory reporting to Department of Health	3711.12	Yes, state law	Yes, state law
3701-7-15(A)	Shall	Medical records required to be maintained timely, in accordance with standards of practice, patient needs and assessments, services rendered	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-15(A)	Shall	Medical records shall be legible and readily accessible to staff	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-15(B)	Shall	Maintain delivery logs with the required information	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-15(D)	Shall	Disclosure of medical records as authorized by patient, legal guardian, or law	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-15(E)	Shall	Review records, maintain medical records and fetal monitoring strips	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-15(F)	Shall	Requirements for maternal medical records at maternity home	3711.12	No, general rulemaking authority	No, general rulemaking authority

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3701-7-15(G)	Shall	Requirements for infant residents of maternal home	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-15(H)	Shall	Maternity home shall keep records for 5 year minimum	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-16(B)	Shall	Director shall state time period for variance or waiver	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-16(B)	Shall	Director shall establish conditions for variance or waiver	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-16(C)	Shall	Documentation needed for variance or waiver	3711.12	Yes, state law	Yes, state law
3701-7-16(D)	Shall	Granting of waiver or variance is not precedent	3711.12	No, general rulemaking authority	No, general rulemaking authority
3701-7-16(E)	Shall	Requirements for a request for reconsideration	3711.12	Yes, state law	Yes, state law

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3701-7-16(F)	Shall	Decision on reconsideration due 45 days after all information	3711.12	Yes, state law	Yes, state law
3701-7-16(H)	Shall not	Maternity Home request variance or waiver from local health department	3711.12	Yes, state law	Yes, state law
3701-7-16(I)	Shall	Local health department must determine to grant waiver or variance in 45 days	3711.12	Yes, state law	Yes, state law
3701-7-16(K)	Must	If local health department denies variance or waiver, can appeal to director within 30 days	3711.12	Yes, state law	Yes, state law
3701-7-16(L)	Shall	Director shall issue decision with 45 days of appeal.	3711.12	Yes, state law	Yes, state law
3701-7-16(L)	Shall	Director shall notify maternity home and local health department of decision	3711.12	Yes, state law	Yes, state law
3701-7-16(M)	Shall	Director may void grant of waiver or variance by local health department within 45 days after decision and notify maternity home and local health department	3711.12	Yes, state law	Yes, state law

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3701-8-02 (A)	Shall	Eligibility determination within 30 days of referrals	3701.61	Yes, state law	Yes, state law
3701-8--02 (A) (2)	Shall	85% of capacity shall be for prenatal enrollments or families with a child not exceeding six months	3701.61	Yes, state law	Yes, state law
3701-8-02 (A) (5)	Shall	Forster care placements shall be permitted to receive home visiting services	3701.61	Yes, state law	Yes, state law
3701-8-02 (C)	Shall	When family is not eligible, provider shall submit a letter in person, by email or by post office	3701.61	Yes, state law	Yes, state law
3701-8-02 (C)	Must	Not eligible communication must be sent within 10 days of the decision.		Yes, state law	Yes, state law
3701-8-02 (D)	Shall	Request for eligibility re-consideration shall contain the reason the caregiver believes the decision is incorrect or inappropriate	3701.61	Yes, state law	Yes, state law
3701-8-02 (D)	Shall	The eligibility reconsideration letter shall be final	3701.61	Yes, state law	Yes, state law

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3701-8-03 (A)	Shall	An entity who seeks to become a home visiting provider shall complete and submit to the department a provider enrollment application using forms approved by the director.	3701.61	Yes, state law	Yes, state law
3701-8-03 (B)	Shall	When the department determines an applicant has met the requirements set forth in this rule, the applicant shall be notified in writing of approval or disapproval within forty-five days of the department receiving a completed application.	3701.61	Yes, state law	No, general rulemaking authority
3701-8-03(C)	Shall	If awarded a contract or agreement to provide home visiting services, provider shall	3701.61	Yes, state law	Yes, state law
3701-8-03 (D) (2)	Shall	Denial of provider agreement-decision of the director shall be final	3701.61	Yes, state law	No, general rulemaking authority
3701-8-04 (A)	Shall	Providers shall ensure compliance with the personnel requirements for any individual used to provide home visiting services in accordance with "Equal Employment Opportunity" (EEO) laws and the following:	3701.61	Yes, state law	No, general rulemaking authority
3701-8-04 (B)	Shall	Providers shall ensure and maintain documentation that each individual used on or after the effective date of this rule as program managers of home visitors meet the following requirements:	3701.61	Yes, state law	No, general rulemaking authority
3701-8-04 (C)	Shall	Providers shall ensure and maintain documentation that each individual used on or after the effective date of this rule as supervisors of home visitors meet the following credentialing requirements:	3701.61	Yes, state law	No, general rulemaking authority

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3701-8-04 (D)	Shall	Providers shall ensure and maintain documentation that each individual used on or after the effective date of this rule as a home visitor meets the following requirements:	3701.61	Yes, state law	No, general rulemaking authority
3701-8-04 (E)	Shall	Providers shall ensure that home visitors are supervised by an individual who is qualified in accordance with rule 3701-8-04 of the Administrative Code, and delivered in a manner that is:	3701.61	Yes, state law	No, general rulemaking authority
3701-8-05(A)	Shall	All home visiting services shall be delivered utilizing a model that has been determined evidence-based by the Ohio department of health, and/or the office of planning, research, and evaluation in the administration for children and families, United States department of health and human services or its successor. Services shall be implemented to model fidelity.	3701.61	Yes, state law	Yes, state law
3701-8-05(B)	Shall	<u>Families residing in the urban and rural communities specified in rules adopted under section 3701.142 of the Revised Code shall receive priority for home visiting services.</u>	3701.61	Yes, state law	Yes, state law
3701-8-05(D)	Shall	After receiving a program referral, home visiting providers shall assign a home visitor and ensure that the following activities are completed before the first visit with the family:	3701.61	Yes, state law	No, general rulemaking authority
3701-8-05 (E)	Shall	During the first visit, home visitors shall complete of the following:	3701.61	Yes, state law	No, general rulemaking authority

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3701-8-05 (F)	Shall	Home visitors shall complete and document in the statewide data system a family centered assessment within the first thirty days after the first home visit and determination of eligibility using an assessment identified and approved for use by the department and/or the evidence-based model implemented.	3701.61	Yes, state law	No, general rulemaking authority
3701-8-05 (G)	Shall	Home visitors shall complete other initial and ongoing required tools in accordance with provisions contained within the provider agreement;	3701.61	Yes, state law	No, general rulemaking authority
3701-8-05 (H)	Shall	Home visitors shall complete a family goal plan in the statewide data system within the first sixty days after the first home visit and determination of eligibility. The family goal plan shall be reviewed and revised at least once every six months, or as requested by the family;	3701.61	Yes, state law	No, general rulemaking authority
3701-8-05 (I)	Shall	Home visitors shall offer and facilitate scheduling of visits according to evidenced-based model fidelity standards;	3701.61	Yes, state law	No, general rulemaking authority
3701-8-05 (J)	Shall	Home visiting providers shall inform the centralized coordination contractor each time: A child or family needs to change home visiting providers; When starting services with a family who has been participating with another home visiting provider, the new provider shall conduct a family goal plan review within sixty days of the program referral.	3701.61	Yes, state law	No, general rulemaking authority
3701-8-05 (K)	Shall	When the referral source is professional in nature, the home visiting providers shall, with caregiver consent, provide a follow-up to the referral source on a form approved by the director within sixty days of receiving the program referral.	3701.61	Yes, state law	No, general rulemaking authority

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3701-8-05 (L)	Shall	A family shall be exited from home visiting services in accordance with the standards of the evidence-based model being implemented, when any one of the following applies:	3701.61	Yes, state law	No, general rulemaking authority
3701-8-05 (M)	Shall	When a home visiting provider exits a family due to loss of contact, the provider shall send a written correspondence via email, or post mail to the last known address containing the following information:	3701.61	Yes, state law	No, general rulemaking authority
3701-8-05 (N)	Shall	Providers shall immediately communicate to the department all sentinel events involving families served in the home visiting program. Provider shall communicate via email or telephone call to their assigned program representative or the home visiting administrator.	3701.61	Yes, state law	No, general rulemaking authority
3701-8-05 (O) (2)	Shall	The decision of the director under this paragraph shall be final and not subject to further administrative or judicial review.	3701.61	Yes, state law	No, general rulemaking authority
3701-8-6 (B)	Shall	When the director determines that a home visiting provider is not in compliance with the rules in this chapter, the terms of an agreement or contract entered into by provider or other applicable program-related federal or state laws, the director of health shall notify the provider in writing of the specific findings and the action the department will take. Actions may include, but are not limited to:	3701.61	Yes, state law	No, general rulemaking authority
3701-8-6 (C) (2)	Shall	provider agreement termination- The director of health shall notify the provider in writing of the decision to take action within thirty days of receiving request for reconsideration. The director's decision is final and is not subject to further administrative or judicial review.	3701.61	Yes, state law	No, general rulemaking authority

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3701-8-7 (A)	Shall	Providers shall designate at least one individual as a data system administrator who is responsible for the provider's data quality assurance plan. The data quality assurance plan shall be reviewed and updated annually, and must be produced to the department upon request. Data system administrators shall oversee and ensure	3701.61	Yes, state law	Yes, state law
3701-8-7 (B)	Shall	The record of every family and caregiver receiving home visiting services shall meet evidenced-based model implementation standards, and at a minimum contain:	3701.61	Yes, state law	No, general rulemaking authority
3701-8-7 (C)	Shall	Records shall be retained electronically to fullest extent possible. In the event electronic record keeping is not possible, paper records shall be maintained in accordance with this chapter and must be retained for a period of six years from the date of receipt of payment for the service or until an audit is completed whichever is longer. All documentation shall be made available to the department upon request.	3701.61	Yes, state law	No, general rulemaking authority
3701-8-7 (D)	Shall	Providers must ensure and document that the individual designated as data systems administrator has undergone both a criminal background check with the Ohio bureau of criminal identification and investigation, as well as a background check with the Ohio central registry on child abuse and neglect.	3701.61	Yes, state law	No, general rulemaking authority
3701-8-7 (E)	Must	Upon home visiting participant request, providers shall provide:	3701.61	Yes, state law	No, general rulemaking authority
3701-8-7 (F)	Shall	If a program participant exits services or transfers to another provider within a department supported system, the current provider shall retain the original file, and provide, with written consent from the family, an electronic or paper copy of the participant's record to the new provider in a secure fashion. Information maintained in the statewide data system shall be updated before transfer of the program participant's record.	3701.61	Yes, state law	No, general rulemaking authority

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3701-8-7 (G)	Shall	Providers shall document in the participant's record a log of every request made and granted to access or receive a copy of a program participant's record. Documentation log must include the name of the requester, the date the request was received by the provider, the date access was granted to the requester, and the purpose for which the individual is authorized to see or have a copy of the record	3701.61	Yes, state law	No, general rulemaking authority
3701-8-7 (H)	Must	All data is property of the department, and any research proposals whether internal or external, involving past or present participants, must first be approved by the department's institutional review board (IRB).	3701.61	Yes, state law	Yes, state law
3701-8-08 (B)	Shall	Providers shall provide printed materials and verbal communication informing every program participant how to file a complaint about the home visiting program, in accordance with this chapter.	3701.61	Yes, state law	No, general rulemaking authority
3701-8-08(C)	Must	When a home visiting program participant files a complaint, the complaint must include the following to be sufficient:	3701.61	Yes, state law	Yes, state law
3701-8-8 (D)	Must	When the department receives a sufficient complaint as set forth in paragraph (B) of this rule, the department shall contact the caregiver and explain the options available for dispute resolution. The department shall investigate the complaint at no cost to the program participant. The investigation and a written decision shall be completed by the department within sixty days of receipt of a sufficient complaint.	3701.61	Yes, state law	No, general rulemaking authority
3701-8-8 (E)	Shall	Providers shall ensure that program participants are informed, in writing, of their rights before consent to participate is sought and at least annually thereafter for the duration of program participation.	3701.61	Yes, state law	No, general rulemaking authority

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3701-8-8 (F)	Shall	Providers shall ensure that program participants provide written consent in every applicable instance related to their services as required in paragraph (A) of this rule.	3701.61	Yes, state law	No, general rulemaking authority
3701-8-08(G)	Shall	Except when authorized by state or federal law, providers shall ensure that prior to releasing personally identifiable information to any individual or entity, that written consent is obtained utilizing a form approved by the director, which shall include:	3701.61	Yes, state law	No, general rulemaking authority
3701-8-9 (A)	Shall	Home visiting services shall be reimbursed per the terms and rate set forth in the provider agreement. Minutes of service provided to an eligible individual will be aggregated by covered services in accordance with paragraph (B) of this rule, within each day. The number of units of covered services is the total minutes divided by fifteen plus one additional unit if the remaining number of minutes is at least eight minutes, for each covered service.	3701.61	Yes, state law	Yes, state law
3701-8-9 (B)	Shall	Provider shall accept reimbursement for all reimbursable services as payment in full. Services shall be reimbursed when:	3701.61	Yes, state law	Yes, state law
3701-8-9 (F)	Shall	Documentation for the provision of each service shall be maintained for purposes of supporting payment, delivery of the service, and to provide an audit trail. Documentation shall include:	3701.61	Yes, state law	No, general rulemaking authority
3701-8-9 (G)	Shall	Records necessary to fully disclose the extent of services provided and costs associated with these services shall be maintained for a period of six years from the date of receipt of payment based upon those records or until any initiated audit, review, investigation or other activities are completed and appropriately resolved, whichever is longer. Records shall be made available upon request to the Ohio department of health or designee. Failure to supply	3701.61	Yes, state law	Yes, state law

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		requested records, documentation and/or information may result in non-payment for outstanding services or recoupment of funds.			
3701-8-10 (A)	Shall	Central intake and referral system contractors who enter into contracts, subsidy agreements, or who are awarded grant funds by the department shall be qualified nonprofit entities as defined by the Ohio department of taxation, or government entities who must:	3701.61	Yes, state law	Yes, state law
3701-8-10 (B)	Shall	Contractor shall designate one individual as the contract manager who is responsible for oversight and monitoring of the required activities of the grant, contract or agreement. Contract manager must have a minimum equivalent of a bachelor's degree in public health, social work, public administration, business, or a field closely related to early childhood, from an accredited college or university. The contract manager shall complete all required training within thirty days of hire.	3701.611	Yes, state law	No, general rulemaking authority
3701-8-10 (C)	Shall	Contractors shall ensure that individuals utilized for central intake related activities possess a minimum of a high school diploma or GED, and shall complete all required training within thirty days of hire.	3701.611	Yes, state law	No, general rulemaking authority
3701-8-10 (D)	Shall	Central intake and referral system contractors shall:	3701.611	Yes, state law	Yes, state law
3701-8-10 (E)	Must	Central intake and referral system contractors must establish and maintain local procedures regarding the facilitation of system and program referrals for both home visiting and early intervention programs in accordance with the following:	3701.611	Yes, state law	Yes, state law

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3701-8-10 (F)	Shall	Referral information set forth above shall be entered by the contractor into the department required statewide data system for the central intake and referral system within one business day after the information is received.	3701.611	Yes, state law	Yes, state law
3701-9-02(A)	Shall	In accordance with section 3730.02 of the Revised Code, no person shall operate a business offering body art services without first obtaining approval of the board of health in the jurisdiction in which the business will operate.	3730.10	Yes, state law	Yes, state law
3701-9-02(B)	Shall	No person shall construct, install, provide, equip, or extensively alter a body art establishment until all plans and specifications for the facility layout, equipment and operation have been submitted to and accepted, in writing, by the board of health of the city or general health district in which the business is located.	3730.10	Yes, state law	Yes, state law
3701-9-02(B)	Shall	Plans and specifications shall clearly show the applicable provisions of the rules in this chapter can be met and shall include, but not be limited to, the following:	3730.10	Yes, state law	Yes, state law
3701-9-02(B)(1)	Shall	The total area to be used for the business;	3730.10	Yes, state law	Yes, state law
3701-9-02(B)(2)	Shall	Entrances and exits;	3730.10	Yes, state law	Yes, state law
3701-9-02(B)(3)	Shall	Number, location and types of plumbing fixtures, including all water supply facilities;	3730.10	Yes, state law	Yes, state law

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3701-9-02(B)(4)	Shall	Lighting plan;	3730.10	Yes, state law	Yes, state law
3701-9-02(B)(5)	Shall	Floor plan, showing the general layout of the fixtures and equipment;	3730.10	Yes, state law	Yes, state law
3701-9-02(B)(6)	Shall	Listing of all equipment to be used, including the manufacturer and model numbers;	3730.10	Yes, state law	Yes, state law
3701-9-02(B)(7)	Shall	Written verification from the zoning authority and building department having jurisdiction that the building has been zoned and approved for the business use;	3730.10	Yes, state law	Yes, state law
3701-9-02(B)(8)	Shall	Written infection prevention and control plan that includes, but is not limited to, the following:	3730.10	Yes, state law	Yes, state law
3701-9-02(B)(8)(a)	Shall	Decontaminating and disinfecting environmental surfaces;	3730.10	Yes, state law	Yes, state law
3701-9-02(B)(8)(b)	Shall	Decontaminating, packaging, sterilizing, and storing reusable equipment and instruments;	3730.10	Yes, state law	Yes, state law

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3701-9-02(B)(8)(c)	Shall	Protecting clean instruments and sterile instruments from contamination during storage;	3730.10	Yes, state law	Yes, state law
3701-9-02(B)(8)(d)	Shall	Ensuring that standard precautions and aseptic techniques are utilized during all body art procedures;	3730.10	Yes, state law	Yes, state law
3701-9-02(B)(8)(e)	Shall	Safe handling and disposal of needles;	3730.10	Yes, state law	Yes, state law
3701-9-02(B)(8)(f)	Shall	Aftercare guidelines.	3730.10	Yes, state law	Yes, state law
3701-9-02(C)	Shall	Persons seeking approval to operate a business offering body art services shall apply to the board of health of the city or general health district in which the business is located, on forms the board shall prescribe and provide.	3730.10	Yes, state law	Yes, state law
3701-9-02(C)	Shall	Persons seeking approval to operate a business offering body art services shall apply to the board of health of the city or general health district in which the business is located, on forms the board shall prescribe and provide.	3730.10	Yes, state law	Yes, state law
3701-9-02(C)	Shall	The applicant shall submit all applicable fees and information the board of health determines is necessary to process the application.	3730.10	Yes, state law	Yes, state law

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3701-9-02(C)	Shall	Information requested by the board of health as part of the application process shall include, but not be limited to, the following:	3730.10	Yes, state law	Yes, state law
3701-9-02(C)(1)	Shall	The name, address, telephone number, business address, business telephone number, and occupation of the operator.	3730.10	Yes, state law	Yes, state law
3701-9-02(C)(1)	Shall	If the operator is an association, corporation, or partnership, the address and telephone number of the entity and the name of every person who has an ownership interest of five per cent or more in the business;	3730.10	Yes, state law	Yes, state law
3701-9-02(C)(2)	Shall	The name of each person or entity who has an ownership interest of five per cent or more in the business;	3730.10	Yes, state law	Yes, state law
3701-9-02(C)(3)	Shall	Statement of attestation that the operator intends to comply with all requirements established by sections 3730.01 to 3730.11 of the Revised Code and the rules of this chapter; and	3730.10	Yes, state law	Yes, state law
3701-9-02(C)(4)	Shall	A list of all body artists who have received adequate training and will be performing body art services in the body art establishment.	3730.10	Yes, state law	Yes, state law
3701-9-02(D)	Shall	Every person who intends to open a new body art establishment shall apply for an approval at the time the plans and specifications are submitted to the board of health.	3730.10	Yes, state law	Yes, state law

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3701-9-02(D)	Shall	Initial approvals granted on or after October first shall be effective from the date of issuance until December thirty-first of the following year, unless suspended or revoked under section 3730.05 of the Revised Code.	3730.10	Yes, state law	Yes, state law
3701-9-02(E)	Shall	Every person who intends to renew an approval to operate or maintain a body art establishment shall apply to the board of health on or after November first of each year.	3730.10	Yes, state law	Yes, state law
3701-9-02(E)	Shall	Applications received or postmarked after December thirty-first shall be assessed a penalty as authorized by section 3709.09 of the Revised Code.	3730.10	Yes, state law	Yes, state law
3701-9-02(F)	Shall	Any change in address or change in ownership shall require the operator to apply for approval, with payment of all fees established by the board of health.	3730.10	Yes, state law	Yes, state law
3701-9-02(G)	Shall	The operator shall provide evidence and documentation of all applicable fee payments, inspections and approvals required by this chapter of the Administrative Code and shall post the current approval in a conspicuous manner on the business premises.	3730.10	Yes, state law	Yes, state law
3701-9-02(G)	Shall	The operator shall provide evidence and documentation of all applicable fee payments, inspections and approvals required by this chapter of the Administrative Code and shall post the current approval in a conspicuous manner on the business premises.	3730.10	Yes, state law	Yes, state law
3701-9-02(G)	Require	The operator shall provide evidence and documentation of all applicable fee payments, inspections and approvals required by this chapter of the Administrative Code and shall post the current approval in a conspicuous manner on the business premises.	3730.10	Yes, state law	Yes, state law

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3701-9-02(H)	Shall	Before an approval is initially issued and annually thereafter, or more often if necessary, the board of health shall conduct inspections of a body art business under section 3730.03 of the Revised Code.	3730.10	Yes, state law	Yes, state law
3701-9-02 (H)	Shall	The board of health or an authorized representative shall have the authority to enter a body art business at any reasonable time to conduct inspections, and inspect procedures and conditions relating to the enforcement of sections 3730.02 to 3730.10 of the Revised Code and this chapter of the Administrative Code.	3730.10	Yes, state law	Yes, state law
3701-9-02(I)	Shall	In accordance with section 3730.04 of the Revised Code, the operator shall give the board of health access to the business premises and to all records relevant to an inspection.	3730.10	Yes, state law	Yes, state law
3701-9-02(J)	Shall	The board of health in the jurisdiction in which a body art business shall operate may approve such business for the purposes of operating on a time-limited basis, in conjunction with a specific event.	3730.10	Yes, state law	Yes, state law
3701-9-02(J)	Shall	Time-limited body art establishments may be permitted at such events as fairs, and other time-limited gatherings of people, if the board of health determines that the operator can substantially meet provisions contained in these rules. For the purpose of this approval, the following shall occur:	3730.10	Yes, state law	Yes, state law
3701-9-02(J)(1)	Shall	Businesses having current approval from a board of health shall apply for time-limited approval from the board of health in the jurisdiction in which a specific, time-limited event shall take place.	3730.10	Yes, state law	Yes, state law
3701-9-02(J)(1)	Shall	Businesses having current approval from a board of health shall apply for time-limited approval from the board of health in the jurisdiction in which a specific, time-limited event shall take place.	3730.10	Yes, state law	Yes, state law

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3701-9-02(J)(1)	Shall	While accepting the approval of another board of health, the board of health in the jurisdiction in which a body art business seeks time-limited approval shall conduct an inspection of the site in which the operator intends to conduct the time-limited business to ensure that local standards will be met.	3730.10	Yes, state law	Yes, state law
3701-9-02(J)(2)	Shall	Businesses which do not have current approval from a board of health, or Ohio businesses in jurisdictions from which approval is not accepted by the board of health in which time-limited approval is being sought, shall apply for time-limited approval from the board of health in the jurisdiction in which a specific, time-limited event shall take place.	3730.10	Yes, state law	Yes, state law
3701-9-02(J)(2)	Shall	Businesses which do not have current approval from a board of health, or Ohio businesses in jurisdictions from which approval is not accepted by the board of health in which time-limited approval is being sought, shall apply for time-limited approval from the board of health in the jurisdiction in which a specific, time-limited event shall take place.	3730.10	Yes, state law	Yes, state law
3701-9-02(J)(2)	Shall	The applicant shall submit all applicable fees and information the board of health determines necessary to process the application.	3730.10	Yes, state law	Yes, state law
3701-9-02(J)(2)(a)	Shall	Information requested shall assure the board of health being requested for time-limited approval that the business is capable of meeting the provisions of these rules.	3730.10	Yes, state law	Yes, state law
3701-9-02(J)(2)(b)	Shall	In addition to reviewing information submitted by the business, the board of health in the jurisdiction in which a body art business seeks time-limited approval shall conduct an inspection of the site in which the operator intends to conduct the time-limited business to ensure that local standards will be met.	3730.10	Yes, state law	Yes, state law

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3701-9-02(J)(2)(b)	Shall	The board of health shall take into consideration the use of resources utilized to promulgate provisions of this paragraph when determining an appropriate fee.	3730.10	Yes, state law	Yes, state law
3701-9-02(L)	Shall	The hearing shall be held in accordance with rule 3701-9-09 of the Administrative Code and may be appealed in the manner provided in that rule.	3730.10	Yes, state law	Yes, state law
3701-9-02(M)	Shall	Operators of an approved business performing body art services, other than those utilizing an ear piercing gun, shall ensure that services are not performed outside the business premises, unless the board of health has provided approval for a time-limited operation.	3730.10	Yes, state law	Yes, state law
3701-9-03(A)	Shall	Each board of health shall utilize the cost methodology specified in rule 3701-36-14 of the Administrative Code to calculate fees for providing services specified in section 3730.03 of the Revised Code.	3730.10	Yes, state law	Yes, state law
3701-9-03(A)	Shall not	The calculated fees shall not exceed the cost of issuing approvals and inspecting body art establishments.	3730.10	Yes, state law	Yes, state law
3701-9-03(B)	Shall	All fees collected by the board of health shall be deposited into the health fund of the district that the board serves.	3730.10	Yes, state law	Yes, state law
3701-9-03(B)	Shall	The fees shall be used solely for the purpose of implementing and enforcing sections 3730.01 to 3730.11 of the Revised Code and the rules of this chapter.	3730.10	Yes, state law	Yes, state law

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3701-9-03(C)	Shall	Each fee established by the board of health pursuant to section 3709.09 of the Revised Code shall be specified in accordance with the following categories:	3730.10	Yes, state law	Yes, state law
3701-9-03(C)(1)	Shall	Tattooing services;	3730.10	Yes, state law	Yes, state law
3701-9-03(C)(2)	Shall	Body piercing services;	3730.10	Yes, state law	Yes, state law
3701-9-03 (C)(3)	Shall	Combined body art services;	3730.10	Yes, state law	Yes, state law
3701-9-03(C)(4)	Shall	Time-limited approval for a specific event.	3730.10	Yes, state law	Yes, state law
3701-9-04	Shall	The operator of a body art establishment shall ensure that the business complies with the following:	3730.10	Yes, state law	Yes, state law
3701-9-04(A)	Shall	The premises shall have an area of at least one hundred square feet.	3730.10	Yes, state law	Yes, state law

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3701-9-04(A)	Shall	The floor space for each individual performing body art services shall have an area of at least thirty six square feet.	3730.10	Yes, state law	Yes, state law
3701-9-04(A)	Shall	These areas shall be adequately spaced, or separated from each other by fixed partitions	3730.10	Yes, state law	Yes, state law
3701-9-04(A)	Shall	Complete privacy shall be available upon a patron's request.	3730.10	Yes, state law	Yes, state law
3701-9-04(B)	Shall	The entire procedure room and all equipment shall be maintained in a clean, sanitary condition and in good repair.	3730.10	Yes, state law	Yes, state law
3701-9-04(C)	Shall	A minimum of at least twenty foot-candles of artificial light at a distance of thirty inches above the floor shall be provided throughout the establishment.	3730.10	Yes, state law	Yes, state law
3701-9-04(C)	Shall	A minimum of forty foot-candles of light shall be provided at the level where the body art is being performed. Spotlighting may be used to achieve this required degree of illumination.	3730.10	Yes, state law	Yes, state law
3701-9-04(D)	Shall	All floors directly under equipment used for body art shall have an impervious, smooth, and washable surface.	3730.10	Yes, state law	Yes, state law

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3701-9-04(E)	Shall	All tables and other equipment shall be constructed of easily cleanable material, with a smooth finish.	3730.10	Yes, state law	Yes, state law
3701-9-04(F)	Shall	Restroom facilities shall be made available to the body artists and patrons and shall be located within the establishment.	3730.10	Yes, state law	Yes, state law
3701-9-04(F)	Shall	Restroom facilities shall be made available to the body artists and patrons and shall be located within the establishment.	3730.10	Yes, state law	Yes, state law
3701-9-04(F)	Shall	The restroom shall be accessible at all times the body art establishment is open for operation.	3730.10	Yes, state law	Yes, state law
3701-9-04(F)	Shall	The restroom shall be equipped with a toilet, toilet paper installed in a holder, hand washing sink supplied with hot and cold running water, liquid or granulated soap and single-use towels or mechanical hand dryer.	3730.10	Yes, state law	Yes, state law
3701-9-04(F)	Shall not	Equipment and supplies used for body art procedures or disinfection and sterilization procedures shall not be stored or utilized within the restroom.	3730.10	Yes, state law	Yes, state law
3701-9-04 (G)	Shall	A hand washing sink, with hot and cold running water, liquid or granular soap, and single-use towels or mechanical hand dryer shall be located separate from the restroom and in close proximity of each body artist performing a procedure.	3730.10	Yes, state law	Yes, state law

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3701-9-04(G)	Shall	A hand washing sink, with hot and cold running water, liquid or granular soap, and single-use towels or mechanical hand dryer shall be located separate from the restroom and in close proximity of each body artist performing a procedure.	3730.10	Yes, state law	Yes, state law
3701-9-04(G)	Shall	A hand washing sink, with hot and cold running water, liquid or granular soap, and single-use towels or mechanical hand dryer shall be located separate from the restroom and in close proximity of each body artist performing a procedure.	3730.10	Yes, state law	Yes, state law
3701-9-04(G)	Shall	A hand washing sink, with hot and cold running water, liquid or granular soap, and single-use towels or mechanical hand dryer shall be located separate from the restroom and in close proximity of each body artist performing a procedure.	3730.10	Yes, state law	Yes, state law
3701-9-04(G)	Shall	A hand washing sink, with hot and cold running water, liquid or granular soap, and single-use towels or mechanical hand dryer shall be located separate from the restroom and in close proximity of each body artist performing a procedure.	3730.10	Yes, state law	Yes, state law
3701-9-04(G)	Shall	A hand washing sink, with hot and cold running water, liquid or granular soap, and single-use towels or mechanical hand dryer shall be located separate from the restroom and in close proximity of each body artist performing a procedure.	3730.10	Yes, state law	Yes, state law
3701-9-04(H)	Shall	There shall be no overhead or otherwise exposed sewerage lines so as to create a potential hazard to the sanitary environment of the business.	3730.10	Yes, state law	Yes, state law
3701-9-04(I)	shall	Sufficient and appropriate receptacles shall be provided for the disposal of used gloves, dressings, and other trash.	3730.10	Yes, state law	Yes, state law

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3701-9-04(I)	Shall	Each receptacle shall have a lid and be kept closed at all times while not in use.	3730.10	Yes, state law	Yes, state law
3701-9-04(I)	Shall	Each receptacle shall have a lid and be kept closed at all times while not in use.	3730.10	Yes, state law	Yes, state law
3701-9-04(J)	Shall not	Animals shall not be permitted in the body art establishment.	3730.10	Yes, state law	Yes, state law
3701-9-04(K)	Shall	Unless medically necessary, no food or drink shall be consumed, contact lenses be handled, cosmetics be applied, personal grooming performed, personal vaporizing (including electronic cigarettes) devices be handled, or other similar activities be conducted in rooms used specifically for body art or sterilization procedures.	3730.10	Yes, state law	Yes, state law
3701-9-04(L)	Shall	All water supplies, waste water disposal systems, solid waste disposal, and infectious waste disposal shall meet requirements of the Ohio environmental protection agency, the Ohio department of health or the local health department, as appropriate.	3730.10	Yes, state law	Yes, state law
3701-9-04(M)	Shall	Persons performing body art services have received appropriate training, as evidenced by:	3730.10	Yes, state law	Yes, state law

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3701-9-04(M)(1)	Shall	Training to include the following:	3730.10	Yes, state law	Yes, state law
3701-9-04(M)(1)(a)	Shall	Records of completion of courses or seminars in body art offered by authorities recognized by the board of health as qualified to provide such instruction; or	3730.10	Yes, state law	Yes, state law
3701-9-04(M)(1)(b)	Shall	Written statements of attestation by individuals offering body art apprenticeships that the person has received sufficient training of adequate duration to completely perform body art services; or	3730.10	Yes, state law	Yes, state law
3701-9-04(M)(1)(c)	Shall	Other documentation acceptable to the board of health.	3730.10	Yes, state law	Yes, state law
3701-9-04(M)(2)	Shall	Demonstrated knowledge of the principles of sterilization.	3730.10	Yes, state law	Yes, state law
3701-9-04(M)(3)	Shall	Records of completion, courses or seminars provided by licensed physicians, registered nurses, organizations such as the american red cross, accredited learning institutions, appropriate governmental entities, real-time online providers or other authorities recognized by the board of health as being qualified to provide training in the following:	3730.10	Yes, state law	Yes, state law

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3701-9-04(M)(3)(a)	Shall	First aid; and	3730.10	Yes, state law	Yes, state law
3701-9-04(M)(3)(b)	Shall	Standard precautions for preventing transmission of bloodborne and other infectious diseases.	3730.10	Yes, state law	Yes, state law
3701-9-04(N)	Shall	Within one year of the effective date of this rule, the operator of an existing and approved body art establishment shall submit, to the board of health for approval, a written infection prevention and control plan prepared in accordance with paragraph (B) (8) of rule 3701-9-02 of the Administrative Code.	3730.10	Yes, state law	Yes, state law
3701-9-04(N)	shall	The plan shall kept up to date and resubmitted to the board of health as necessary.	3730.10	Yes, state law	Yes, state law
3701-9-04(O)	Shall	Body artists shall not perform body art services if:	3730.10	Yes, state law	Yes, state law
3701-8-04(O)(1)	Shall	They are impaired by any drugs or alcohol;	3730.10	Yes, state law	Yes, state law
3701-9-04(O)(2)	Shall	They knowingly have, in a communicable stage, an infectious or contagious disease, parasitic infestation, exudative lesions or weeping dermatitis. They shall avoid contact with patrons and equipment until the condition is healed.	3730.10	Yes, state law	Yes, state law

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3701-9-04(O)(2)	Shall	Any cuts, sores or abrasions shall be adequately covered with a bandage.	3730.10	Yes, state law	Yes, state law
3701-9-04(P)	Shall	In accordance with section 3730.06 of the Revised Code, no person shall perform a body art procedure, or ear piercing procedure with an ear piercing gun on an individual who is under eighteen years of age, unless consent has been given by the individual's parent, guardian, or custodian in accordance with the following:	3730.10	Yes, state law	Yes, state law
3701-9-04(P)(1)	Shall	A parent, guardian, or custodian of the individual under eighteen years of age signs a document provided by the business that explains the manner in which the procedure will be performed, the specific part of the body upon which the procedure will be performed, and the methods for proper care of the affected body part following the procedure; and	3730.10	Yes, state law	Yes, state law
3701-9-04(P)(2)	Shall	A parent, guardian, or custodian of an individual under eighteen years of age appears in person at the business at the time the procedure is performed.	3730.10	Yes, state law	Yes, state law
3701-9-04(P)(3)	Shall	No body art procedure shall be performed on the nipple, areola or genital area of any individual under the age of eighteen.	3730.10	Yes, state law	Yes, state law
3701-9-04(Q)	Shall	Prior to performing the procedure, the body artist shall inquire of a patron if they have conditions which could affect the healing process.	3730.10	Yes, state law	Yes, state law

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3701-9-04(Q)	Shall not	Body art procedures shall not be performed on patrons that indicate the presence of such a condition without documentation from a licensed physician indicating acceptance of the patient for appropriate care following the procedure.	3730.10	Yes, state law	Yes, state law
3701-9-04(R)	Shall	Body art procedures shall be performed only on a healthy skin surface.	3730.10	Yes, state law	Yes, state law
3701-9-04(S)	Shall	Persons performing body art procedures shall observe standard precautions for preventing transmission of bloodborne and other infectious diseases in accordance with the following:	3730.10	Yes, state law	Yes, state law
3701-9-04(S)(1)	Shall	Sterile instruments and aseptic techniques shall be used at all times during a procedure;	3730.10	Yes, state law	Yes, state law
3701-9-04(S)(2)	Shall	Hand washing shall be performed before and after each procedure.	3730.10	Yes, state law	Yes, state law
3701-9-04(S)(2)	Shall	Fingernails shall be kept short and clean;	3730.10	Yes, state law	Yes, state law
3701-9-04(S)(3)	Shall	Clean, previously unused gloves shall be worn throughout the entire procedure, including setup and tear down.	3730.10	Yes, state law	Yes, state law

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3701-9-04(S)(3)	Shall	If the gloves are pierced, or torn, or if they become otherwise contaminated or compromised, hand washing shall be performed and a new pair shall be put on immediately.	3730.10	Yes, state law	Yes, state law
3701-9-04(S)(3)	Shall	If the gloves are pierced, or torn, or if they become otherwise contaminated or compromised, hand washing shall be performed and a new pair shall be put on immediately.	3730.10	Yes, state law	Yes, state law
3701-9-04(S)(3)	Shall	If the body artist leaves the area during the procedure, gloves shall be removed before leaving, hand washing shall be performed and a new pair of gloves shall be put on when returning.	3730.10	Yes, state law	Yes, state law
3701-9-04(S)(3)	shall	If the body artist leaves the area during the procedure, gloves shall be removed before leaving, hand washing shall be performed and a new pair of gloves shall be put on when returning.	3730.10	Yes, state law	Yes, state law
3701-9-04(S)(3)	Shall	If the body artist leaves the area during the procedure, gloves shall be removed before leaving, hand washing shall be performed and a new pair of gloves shall be put on when returning.	3730.10	Yes, state law	Yes, state law
3701-9-04(S)(3)	Shall	Under no circumstances shall a single pair of gloves be used on more than one patron;	3730.10	Yes, state law	Yes, state law
3701-9-04(S)(4)	Shall	Only sterilized, single use, disposable needles shall be used on a patron.	3730.10	Yes, state law	Yes, state law

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3701-9-04(S)(4)	Shall	All used needles and associated needle bars shall be properly disposed of immediately after the procedure;	3730.10	Yes, state law	Yes, state law
3701-9-04(S)(5)	Shall	If shaving is necessary, single use disposable razors shall be used.	3730.10	Yes, state law	Yes, state law
3701-9-04(S)(5)	Shall	Used razors shall be properly disposed of in an appropriate sharps container;	3730.10	Yes, state law	Yes, state law
3701-9-04(S)(6)	Shall	All marking instruments shall be single use or be manufactured to sterilize by design;	3730.10	Yes, state law	Yes, state law
3701-9-04(S)(7)	Shall	All products used to address the flow of blood or to absorb blood shall be single use and disposed of properly.	3730.10	Yes, state law	Yes, state law
3701-9-04(S)(7)	Shall	No individual performing a body art procedure shall use styptic pencils, alum blocks or other solid styptics to address the flow of blood;	3730.10	Yes, state law	Yes, state law
3701-9-04(S)(8)	Shall	After any body art service and prior to the next, all procedure areas shall be cleaned and disinfected with an approved disinfectant;	3730.10	Yes, state law	Yes, state law

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3701-9-04(S)(9)	Shall	All soaps, inks, dyes, pigments, ointments, and other products shall be dispensed and applied using an aseptic technique and in a manner to prevent contamination of the original container and its contents.	3730.10	Yes, state law	Yes, state law
3701-9-04(S)(9)	Shall	Applicators shall be single use and disposed of properly;	3730.10	Yes, state law	Yes, state law
3701-9-04(S)(10)	Shall	Any equipment intended for use that is not single use shall be disinfected and sterilized between patrons.	3730.10	Yes, state law	Yes, state law
3701-9-04(S)(10)	Shall	Equipment that cannot be sterilized shall be disinfected between use; and	3730.10	Yes, state law	Yes, state law
3701-9-04(S)(11)	Shall	All body artists shall follow appropriate hand washing techniques and wear gloves when involved in cleaning, disinfecting and sterilization procedures.	3730.10	Yes, state law	Yes, state law
3701-9-04(T)	Shall	Each patron shall be provided with verbal and written aftercare guidelines following any body art procedure.	3730.10	Yes, state law	Yes, state law
3701-9-04(U)	Shall	Body artists shall work with the board of health when a complaint of obvious infection is directly related to the body art procedure.	3730.10	Yes, state law	Yes, state law

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3701-9-04(V)	Shall	The disposal of waste items including, but not limited to needles, razors and other supplies capable of causing lacerations or puncture wounds, generated through the provision of any body art procedure shall be disposed in accordance with Chapter 3745-27 of the Administrative Code.	3730.10	Yes, state law	Yes, state law
3701-9-04(W)	Shall	A record of each body art procedure shall be maintained for at least two years.	3730.10	Yes, state law	Yes, state law
3701-9-04(W)	Shall	The record shall include, but not be limited to, the following:	3730.10	Yes, state law	Yes, state law
3701-9-04(W)(1)	Shall	The patron's name;	3730.10	Yes, state law	Yes, state law
3701-9-04(W)(2)	Shall	The patron's address;	3730.10	Yes, state law	Yes, state law
3701-9-04(W)(3)	Shall	The date of the service;	3730.10	Yes, state law	Yes, state law
3701-9-04(W)(4)	Shall	Colors and manufacturer of all inks, dyes, or pigments used;	3730.10	Yes, state law	Yes, state law

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3701-9-04(W)(5)	Shall	Jewelry used, including size, material composition, and manufacturer; and	3730.10	Yes, state law	Yes, state law
3701-9-04(W)(6)	Shall	Placement of the procedure.	3730.10	Yes, state law	Yes, state law
3701-9-04(W)	Shall	In the event of the closing of the business, all records shall be made available to the board of health.	3730.10	Yes, state law	Yes, state law
3701-9-05	Shall	In addition to the requirements of rule 3701-9-04 of the Administrative Code, the operator shall ensure that the business and all persons performing tattooing procedures shall comply with the following:	3730.10	Yes, state law	Yes, state law
3701-9-05	Shall	In addition to the requirements of rule 3701-9-04 of the Administrative Code, the operator shall ensure that the business and all persons performing tattooing procedures shall comply with the following:	3730.10	Yes, state law	Yes, state law
3701-9-05(A)	Shall	Prior to a procedure, the area of the patron's body to be tattooed, shall be thoroughly cleaned with soap and water, then prepared with an antiseptic solution that is applied with a clean single use gauze square, cotton ball or square, cotton swab or other clean, absorbent, disposable material.	3730.10	Yes, state law	Yes, state law
3701-9-05(B)	Shall	All products applied to the skin, including but not limited to stencils, shall be single use and disposable.	3730.10	Yes, state law	Yes, state law

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3701-9-05(B)	Shall	Stencils shall be dispensed and applied on the area to be tattooed with a clean paper towel or an applicator in a manner to prevent contamination of the original container and its contents.	3730.10	Yes, state law	Yes, state law
3701-9-05(B)	Shall not	Petroleum-based products shall not be used in conjunction with latex gloves.	3730.10	Yes, state law	Yes, state law
3701-9-05(C)	Shall	Only commercially manufactured inks, dyes, or pigments that are intended for tattooing shall be used.	3730.10	Yes, state law	Yes, state law
3701-9-05(C)	Shall	Powdered dyes shall be liquified as recommended by the manufacturer.	3730.10	Yes, state law	Yes, state law
3701-9-05(C)	Shall not	Unless approved by the manufacturer, ink, dye or pigment colors shall not be adulterated by the body artist.	3730.10	Yes, state law	Yes, state law
3701-9-05(C)	Shall	Single use containers of inks, dyes or pigments shall be used for each patron and the body artist shall discard the container and remaining dye or ink upon completion of procedure.	3730.10	Yes, state law	Yes, state law
3701-9-05(C)	Shall	Single use containers of inks, dyes or pigments shall be used for each patron and the body artist shall discard the container and remaining dye or ink upon completion of procedure.	3730.10	Yes, state law	Yes, state law

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3701-9-05(C)	Shall	If non-disposable containers are used, they shall be sterilized before reuse.	3730.10	Yes, state law	Yes, state law
3701-9-05(C)	Shall	The body artist performing the procedure shall remove excess dye, pigment or ink from the skin with single-use gauze squares, cotton balls or squares, cotton swabs, or other clean, absorbent, disposable material.	3730.10	Yes, state law	Yes, state law
3701-9-05(D)	Shall	The body artist shall wash the completed tattoo with a single use gauze square, cotton ball or square or cotton swab, saturated with an appropriate antiseptic solution approved by the board of health.	3730.10	Yes, state law	Yes, state law
3701-9-05(D)	Shall	The body artist shall wash the completed tattoo with a single use gauze square, cotton ball or square or cotton swab, saturated with an appropriate antiseptic solution approved by the board of health.	3730.10	Yes, state law	Yes, state law
3701-9-05(D)	Shall	The body artist shall wash the completed tattoo with a single use gauze square, cotton ball or square or cotton swab, saturated with an appropriate antiseptic solution approved by the board of health.	3730.10	Yes, state law	Yes, state law
3701-9-05(D)	Shall	The tattooed area shall be allowed to dry, after which the body artist shall apply a sterile, non-occlusive, single use dressing secured with non-allergenic tape to the site.	3730.10	Yes, state law	Yes, state law
3701-9-05(D)	Shall	The tattooed area shall be allowed to dry, after which the body artist shall apply a sterile, non-occlusive, single use dressing secured with non-allergenic tape to the site.	3730.10	Yes, state law	Yes, state law

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3701-9-05(D)	Shall not	Non-medical use paper products including, but not limited to, napkins and tape for dressing shall not be used.	3730.10	Yes, state law	Yes, state law
3701-9-06	Shall	In addition to the requirements in rule 3701-9-04 of the Administrative Code, the operator shall ensure that the business and all persons performing body piercing services shall comply with the following provisions:	3730.10	Yes, state law	Yes, state law
3701-9-06	Shall	In addition to the requirements in rule 3701-9-04 of the Administrative Code, the operator shall ensure that the business and all persons performing body piercing services shall comply with the following provisions:	3730.10	Yes, state law	Yes, state law
3701-9-06 (A)	shall	Prior to a procedure, the area of the patron's body to be pierced shall be thoroughly cleaned with soap and water, then prepared with an antiseptic solution that is applied with a clean, absorbent disposable material.	3730.10	Yes, state law	Yes, state law
3701-9-06(A)	Shall	In the case of oral piercings, the patron shall be provided with alcohol-free, antiseptic mouthwash in a single use cup and shall ensure that the patron utilizes the mouthwash provided to thoroughly rinse the affected area. In the case of a lip, labret, or cheek piercing, procedures described in this paragraph for both skin and oral piercings shall be followed.	3730.10	Yes, state law	Yes, state law
3701-9-06(A)	Shall	In the case of oral piercings, the patron shall be provided with alcohol-free, antiseptic mouthwash in a single use cup and shall ensure that the patron utilizes the mouthwash provided to thoroughly rinse the affected area.	3730.10	Yes, state law	Yes, state law

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3701-9-06(A)	Shall	In the case of oral piercings, the patron shall be provided with alcohol-free, antiseptic mouthwash in a single use cup and shall ensure that the patron utilizes the mouthwash provided to thoroughly rinse the affected area.	3730.10	Yes, state law	Yes, state law
3701-9-06(A)	Shall	In the case of a lip, labret, or cheek piercing, procedures described in this paragraph for both skin and oral piercings shall be followed.	3730.10	Yes, state law	Yes, state law
3701-9-06(B)	Shall	Only sterilized jewelry made of ASTM F136 compliant titanium or ASTM F138 compliant steel, solid fourteen karat or eighteen karat white or yellow gold, niobium, or platinum, shall be placed in a new piercing.	3730.10	Yes, state law	Yes, state law
3701-9-06(B)	shall	Mill certificates for jewelry shall be maintained at the body art establishment.	3730.10	Yes, state law	Yes, state law
3701-9-07	Shall	In addition to the requirements in paragraphs (M) and (N) of rule 3701-9-04 of the Administrative Code, the operator shall ensure that the business and all persons performing ear piercing services with a piercing gun comply with the following :	3730.10	Yes, state law	Yes, state law
3701-9-07(A)	Shall	Individuals providing ear piercing services with an ear piercing gun shall be trained in accordance with the manufacturer's specifications to properly use, clean, disinfect sterilize and store the ear piercing gun, in accordance with the rules of this chapter.	3730.10	Yes, state law	Yes, state law
3701-9-07(B)	Shall	The individual performing the procedure shall wear a clean, new pair of gloves for each piercing performed.	3730.10	Yes, state law	Yes, state law

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3701-9-07(C)	Shall	The ear piercing gun shall be cleaned and disinfected between uses on each patron, by utilizing the following :	3730.10	Yes, state law	Yes, state law
3701-9-07(C)(1)	Shall	If the piercing gun, other than that described in paragraph (C)(2) of this rule, utilizes disposable, single-use, sterilized studs to pierce the ear, after each use of the gun, the piercing gun shall be placed in an ultrasonic cleaner or scrubbed with an antibacterial detergent and brush to remove any foreign matter; or	3730.10	Yes, state law	Yes, state law
3701-9-07(C)(2)	Shall	If the piercing gun is designed so that all parts of the gun that touch the patron's skin are disposable, such parts shall be removed from the gun and disposed of in an appropriate receptacle; and	3730.10	Yes, state law	Yes, state law
3701-9-07(C)(3)	Shall	Following initial cleaning procedures appropriate for the type of ear piercing gun used, as described in paragraphs (C)(1) and (C)(2) of this rule, the ear piercing gun shall be thoroughly wiped down with an appropriate disinfectant in accordance with directions for use from the manufacturer of the disinfectant; and	3730.10	Yes, state law	Yes, state law
3701-9-07(C)(4)	Shall	In the case of a visible exposure of the gun to blood, the individual performing the service shall immediately:	3730.10	Yes, state law	Yes, state law
3701-9-07(C)(4)(a)	Shall	Place the gun in a rigid, tightly closed container, before returning the gun to the manufacturer, in accordance with instructions provided by the manufacturer; or	3730.10	Yes, state law	Yes, state law
3701-9-07(C)(4)(b)	Shall	Sterilize the gun in accordance with rule 3701-9-08 of the Administrative Code; or	3730.10	Yes, state law	Yes, state law

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3701-9-07(C)(4)(c)	Shall	Discard the gun in accordance with Chapter 3745-27 of the Administrative Code.	3730.10	Yes, state law	Yes, state law
3701-9-07(D)	Shall	The ear piercing gun shall be stored in a covered container or cabinet when not in use.	3730.10	Yes, state law	Yes, state law
3701-9-07(E)	Shall	Prior to performing an ear piercing procedure with an ear piercing gun, the individual offering the service shall inform all patrons requesting such services of the frequency and method utilized to disinfect and sterilize all equipment used in the ear piercing procedure and the extent to which the methods used destroy disease-producing microorganisms.	3730.10	Yes, state law	Yes, state law
3701-9-08	Shall	The operator shall ensure that the business and all body artists comply with the following:	3730.10	Yes, state law	Yes, state law
3701-9-08(A)	Shall	All non-disposable instruments or equipment used for body art procedures shall be thoroughly cleaned and sterilized after each use on any patron in the following manner:	3730.10	Yes, state law	Yes, state law
3701-9-08(A)(1)	Shall	Soaked in an enzymatic pre-cleaner to remove all gross debris;	3730.10	Yes, state law	Yes, state law

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3701-9-08(A)(2)	Shall	Rinsed and patted dry;	3730.10	Yes, state law	Yes, state law
3701-9-08(A)(3)	Shall	Disassembled or placed in the open position, if hinged;	3730.10	Yes, state law	Yes, state law
3701-9-08(A)(4)	Shall	Visually inspected to verify that they are clean and to identify any damage including, but not limited to, bends, cracks or pits, that would impair the sterilization process;	3730.10	Yes, state law	Yes, state law
3701-9-08(A)(5)	Shall	Thoroughly cleaned in tepid water and an appropriate detergent capable of breaking down blood, ink, dyes, pigments and other contaminants	3730.10	Yes, state law	Yes, state law
3701-9-08(A)(6)	Shall	Fully submerged in a disinfectant to ensure contact with all surfaces for the amount of time specified in the manufacturer's instructions;	3730.10	Yes, state law	Yes, state law
3701-9-08(A)(7)	Shall	Rinsed and patted dry;	3730.10	Yes, state law	Yes, state law
3701-9-08(A)(8)	Shall	Placed in an ultrasonic cleaning unit filled with an appropriate solution specified in the manufacturer's instructions.	3730.10	Yes, state law	Yes, state law

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3701-9-08(A)(9)	Shall	Rinsed and air dried;	3730.10	Yes, state law	Yes, state law
3701-9-08(A)(10)	Shall	Individually packed in sterilization pouches.	3730.10	Yes, state law	Yes, state law
3701-9-08(A)(10)	Shall	Each pouch or its indicator shall be labeled with the date of processing;	3730.10	Yes, state law	Yes, state law
3701-9-08(A)(11)	Shall	Sterilized in a steam sterilizer.	3730.10	Yes, state law	Yes, state law
3701-9-08(A)	Shall	All ultrasonic cleaning units, and steam sterilizers shall be used, cleaned and maintained in accordance with the manufacturer's current instructions.	3730.10	Yes, state law	Yes, state law
3701-9-08(A)	Shall	The sterilizer shall be maintained in proper working condition and records of any maintenance performed shall be kept for at least two years.	3730.10	Yes, state law	Yes, state law
3701-9-08(A)	Shall	The sterilizer shall be maintained in proper working condition and records of any maintenance performed shall be kept for at least two years.	3730.10	Yes, state law	Yes, state law

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3701-9-08(A)	Shall	Alternate sterilizing procedures may be used when specifically approved by the board of health.	3730.10	Yes, state law	Yes, state law
3701-9-08(B)	Shall	Monitoring the function of all sterilizers in accordance with the following:	3730.10	Yes, state law	Yes, state law
3701-9-08(B)(1)	Shall	Sterilization pouches that have a process indicator which changes color upon proper steam sterilization;	3730.10	Yes, state law	Yes, state law
3701-9-08(B)(2)	Shall	A sterilization integrator placed in each load or a digital printout from the sterilizer of each load in accordance with the manufacturer's recommendations, indicating that minimum conditions existed; and	3730.10	Yes, state law	Yes, state law
3701-9-08(B)(3)	Shall	A biological indicator test that is taken and submitted to a lab for analysis on a weekly basis.	3730.10	Yes, state law	Yes, state law
3701-9-08(C)	Shall	Documentation that the sterilization indicators, integrators and biological indicator tests were performed shall be maintained and shall include, but is not limited to:	3730.10	Yes, state law	Yes, state law
3701-9-08(C)	Shall	Documentation that the sterilization indicators, integrators and biological indicator tests were performed shall be maintained and shall include, but is not limited to:	3730.10	Yes, state law	Yes, state law

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3701-9-08(C)	Shall	All documentation records shall be maintained and readily available for each test performed for at least two years.	3730.10	Yes, state law	Yes, state law
3701-9-08(C)	Shall	All documentation records shall be maintained and readily available for each test performed for at least two years.	3730.10	Yes, state law	Yes, state law
3701-9-08(C)(1)	Shall	Date and time the sterilizer load was run or the biological test was performed;	3730.10	Yes, state law	Yes, state law
3701-9-08(C)(2)	Shall	The name of the person who ran the sterilization load or performed the test;	3730.10	Yes, state law	Yes, state law
3701-9-08(C)(3)	Shall	Results of the sterilization integrator or digital printout; and	3730.10	Yes, state law	Yes, state law
3701-9-08(C)(4)	Shall	A copy of the report that a biological indicator test was conducted by an independent laboratory.	3730.10	Yes, state law	Yes, state law
3701-9-08(D)	Shall	As of the effective date of this rule, all steam sterilizers in new body art establishments or replacement steam sterilizers in existing body art establishments, shall be designed to sterilize hollow instruments and shall be equipped with a mechanical drying cycle.	3730.10	Yes, state law	Yes, state law

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3701-9-08(D)	Shall	As of the effective date of this rule, all steam sterilizers in new body art establishments or replacement steam sterilizers in existing body art establishments, shall be designed to sterilize hollow instruments and shall be equipped with a mechanical drying cycle.	3730.10	Yes, state law	Yes, state law
3701-9-08(E)	Shall	When any wetness or moisture remains on or within the sterilization pouch, or if the sterilizer has malfunctioned, the instruments or equipment shall be considered contaminated and shall be re-packaged and re-sterilized in a functioning sterilizer prior to use.	3730.10	Yes, state law	Yes, state law
3701-9-08(E)	Shall	When any wetness or moisture remains on or within the sterilization pouch, or if the sterilizer has malfunctioned, the instruments or equipment shall be considered contaminated and shall be re-packaged and re-sterilized in a functioning sterilizer prior to use.	3730.10	Yes, state law	Yes, state law
3701-9-08(F)	Shall	When the process indicator in the pouches and sterilization integrators or digital printout demonstrate that sterilization has been achieved, the sterilized instruments and equipment shall remain in the pouches and be placed into inventory until use.	3730.10	Yes, state law	Yes, state law
3701-9-08(G)	Shall not	When the process indicator in the pouches and/or the sterilization integrator or digital printout demonstrate that sterilization has not been achieved, the sterilizer shall not be used until it is examined to determine the malfunction and repaired or replaced.	3730.10	Yes, state law	Yes, state law
3701-9-08(H)	Shall	After sterilization, all equipment and instruments used for body art shall remain in the sterilization pouch, handled with newly gloved hands and stored in a clean, dry, closed cabinet, drawer, or other container reserved for such instruments or equipment.	3730.10	Yes, state law	Yes, state law
3701-9-08(H)	Shall not	Sterilized instruments or equipment shall not be used until reprocessed if the integrity of the pouch has been compromised, is wet or stained, or is otherwise contaminated.	3730.10	Yes, state law	Yes, state law

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3701-9-08(I)	Shall	The expiration date for sterilized equipment or instruments is one year from the date of sterilization unless the integrity of the sterilization pouch is compromised.	3730.10	Yes, state law	Yes, state law
3701-9-09(B)	Shall	In the case of a proposal to deny, suspend, or revoke approval of a business offering body art services, the board of health shall provide the business with written notice of the proposed action and the cause for the action.	3730.10	Yes, state law	Yes, state law
3701-9-09(B)	Shall	The notice shall describe the procedure for appealing the proposed denial, suspension, or revocation.	3730.10	Yes, state law	Yes, state law
3701-9-09(B)(1)	Shall	The written notice shall be provided by certified mail, return receipt requested, or by hand delivery.	3730.10	Yes, state law	Yes, state law
3701-9-09(B)(1)	Shall	If the notice is returned because of failure of delivery, the board of health shall either send the notice by regular mail to the business location listed on the application, or conspicuously post the notice at an entrance of the business.	3730.10	Yes, state law	Yes, state law
3701-9-09(B)(1)	Shall	In either case, the notice shall be deemed to have been received on the date it was mailed or posted.	3730.10	Yes, state law	Yes, state law
3701-9-09(B)(2)	Shall	The notice shall state that the business may obtain a hearing under this rule if a written request for a hearing is mailed or hand-delivered to the board of health's address specified in the notice, within fifteen days after the affected business receives or is deemed to have received the notice.	3730.10	Yes, state law	Yes, state law

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3701-9-09(B)(3)	Shall	Upon receiving a timely hearing request, the board of health shall schedule a hearing before the board or a hearing officer designated by the board of health.	3730.10	Yes, state law	Yes, state law
3701-9-09(B)(3)	Shall	If the board of health provides a hearing officer, he or she shall be licensed to practice law in Ohio and shall not have participated in any manner in the decision to take the action against the operator.	3730.10	Yes, state law	Yes, state law
3701-9-09(B)(3)	Shall not	If the board of health provides a hearing officer, he or she shall be licensed to practice law in Ohio and shall not have participated in any manner in the decision to take the action against the operator.	3730.10	Yes, state law	Yes, state law
3701-9-09(B)(4)	Shall	The board of health shall mail or hand-deliver notice of the date, time, and place of the hearing to the operator no less than ten days before the scheduled date.	3730.10	Yes, state law	Yes, state law
3701-9-09(B)(5)	Shall	The business and the board of health each shall have one opportunity to reschedule the hearing date upon specific request to the hearing officer, or if a hearing officer has not been designated, to the other party.	3730.10	Yes, state law	Yes, state law
3701-9-09(B)(5)	Shall	Any other postponements of the hearing shall be by agreement of the board of health, the business, and the hearing officer, if one is designated.	3730.10	Yes, state law	Yes, state law
3701-9-09(B)(6)	Shall	At the hearing, the business shall have the opportunity to present its case orally or in writing and to confront and cross-examine adverse witnesses.	3730.10	Yes, state law	Yes, state law

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3701-9-09(B)(7)	Shall	If the hearing is before a hearing officer, he or she shall prepare a written recommendation as to the validity of the board of health's action, which shall rest solely on the evidence presented at the hearing and the statutory and regulatory provisions governing the board of health's action.	3730.10	Yes, state law	Yes, state law
3701-9-09(B)(7)	Shall	If the hearing is before a hearing officer, he or she shall prepare a written recommendation as to the validity of the board of health's action, which shall rest solely on the evidence presented at the hearing and the statutory and regulatory provisions governing the board of health's action.	3730.10	Yes, state law	Yes, state law
3701-9-09(B)(7)	Shall	The hearing officer shall describe the basis for his or her recommendation, but need not prepare a full opinion or formal findings of fact and conclusions of law.	3730.10	Yes, state law	Yes, state law
3701-9-09(B)(7)	Shall	The hearing officer shall mail by certified mail, return receipt requested, or hand-deliver the recommendation to the board of health and the operator.	3730.10	Yes, state law	Yes, state law
3701-9-09(B)(8)	Shall	After reviewing any timely objections, the board of health may by motion take additional evidence or approve, modify, or disapprove the hearing officer's recommendation and shall enter an order in the record of its proceedings.	3730.10	Yes, state law	Yes, state law
3701-9-09(C)	Shall	In the case of a suspension of approval for a violation presenting an immediate danger to the public health, the board of health shall provide the business with written notice of the action, the cause of the action, and the effective date of the action.	3730.10	Yes, state law	Yes, state law
3701-9-09(C)	Shall	The written notice shall specify the procedure for appealing the suspension and shall list the address to which a hearing request shall be sent or delivered.	3730.10	Yes, state law	Yes, state law

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3701-9-09(C)	Shall	The written notice shall specify the procedure for appealing the suspension and shall list the address to which a hearing request shall be sent or delivered.	3730.10	Yes, state law	Yes, state law
3701-9-09(C)	Shall	The written notice shall specify the procedure for appealing the suspension and shall list the address to which a hearing request shall be sent or delivered.	3730.10	Yes, state law	Yes, state law
3701-9-09(C)	Shall	If a hearing is requested, it shall be heard not later than two business days after the request is received by the board of health.	3730.10	Yes, state law	Yes, state law
3701-9-09(C)	Shall	At the hearing, the business shall have the opportunity to present its case orally or in writing and to confront and cross-examine adverse witnesses.	3730.10	Yes, state law	Yes, state law
3701-9-09(C)	Shall	At the hearing, the board of health shall determine whether the immediate danger to the public health continues to exist.	3730.10	Yes, state law	Yes, state law
3701-9-09(D)	Shall	Any determination made or order entered by the board of health pursuant to this rule shall be made by a majority vote of the members of the board present at a meeting at which there is a quorum.	3730.10	Yes, state law	Yes, state law
3701-10-01	Must	Women covered by health insurance must meet all applicable eligibility requirements outlined in section 3701.144 of the Revised Code.	3701.144	Yes, state law	Yes, state law

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3701-10-01(B)	Must	BCCP-eligible woman with private insurance must provide documentation of cost sharing (so that BCCP will know how much to pay, as the payer of last resort)	3701.144	Yes, state law	Yes, state law
3701-10-01(C)	Must	The BCCP-eligible women must receive services scheduled by the regional enrollment agency through a provider who meets the following requirements:	3701.144	Yes, state law	Yes, state law
3701-10-01(D)	May not	Total reimbursement to the provider may not exceed the medicare allowable rate.	3701.144	Yes, state law	Yes, state law
3701-10-01(D)(1)	Must	The woman's insurance plan must be billed for services before BCCP is billed.	3701.144	Yes, state law	Yes, state law
3701-10-01	Must	Women covered by health insurance must meet all applicable eligibility requirements outlined in section 3701.144 of the Revised Code.	3701.144	Yes, state law	Yes, state law
3701-10-01(B)	Must	BCCP-eligible woman with private insurance must provide documentation of cost sharing (so that BCCP will know how much to pay, as the payer of last resort)	3701.144	Yes, state law	Yes, state law
3701-10-01(C)	Must	The BCCP-eligible women must receive services scheduled by the regional enrollment agency through a provider who meets the following requirements:	3701.144	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-10-01(D)	May not	Total reimbursement to the provider may not exceed the medicare allowable rate.	3701.144	Yes, state law	Yes, state law
3701-10-01(D)(1)	Must	The woman's insurance plan must be billed for services before BCCP is billed.	3701.144	Yes, state law	Yes, state law
3701-13-03(A)	Shall	Conduct criminal background check of applicants for direct care position	3721.121; 3721.09	Yes, state law	Yes, state law
3701-13-03(C)	Shall	Conduct an FBI criminal background check on applicants that cannot prove 5 years of Ohio residency	3721.121; 3721.09	Yes, state law	Yes, state law
3701-13-03(D)	Shall	Pay criminal records check fee to BCII	3721.121; 3721.09	Yes, state law	Yes, state law
3701-13-03(E)	Shall	Notify applicant that background check is required	3721.121; 3721.09	Yes, state law	Yes, state law
3701-13-03(F)	Shall	Employer obligation to provide and submit background check material	3721.121; 3721.09	Yes, state law	Yes, state law

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3701-13-03(G)	Shall not	Prohibition from employing an individual who does not provide fingerprints	3721.121; 3721.09	Yes, state law	Yes, state law
3701-13-05(C)	Shall not	Prohibition from employing an individual in a direct care position prior to receiving completed forms	3721.121; 3721.09	Yes, state law	Yes, state law
3701-13-04(D)	Shall	Requires termination of an applicant is: (1) results are not back in 13 days, or (2) results reveal the individual has been convicted of a disqualifying offense or offenses	3721.121; 3721.09	Yes, state law	Yes, state law
3701-13-05(A)	Shall	Not employ and individual with an enumerated disqualifying offense	3721.121; 3721.09	Yes, state law	Yes, state law
3701-13-07(B)	Shall	Requires an employer to maintain a confidential employee file with the results of the database and criminal background check results	3721.121; 3721.09	Yes, state law	Yes, state law
3701-13-07(C)	Shall	Requires written confirmation of compliance upon request of the director	3721.121; 3721.09	Yes, state law	Yes, state law
3701-13-07(D)	Shall	Requires the employer to maintain a roster of employees with the dates of the required checks and the date the results were received	3721.121; 3721.09	Yes, state law	Yes, state law

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3701-15-02 (D)(3)(a)	Shall	Targeted tuberculin testing shall be conducted only among groups at high risk and discouraged in those at low risk.	3701.146	Yes, state law	Yes, state law
3701-15-02 (E)(1)	Shall	The tuberculosis control unit shall outline program priorities and objectives reflecting the specific needs of the community.	3701.146	Yes, state law	Yes, state law
3701-15-02 (E)(2)	Shall	The tuberculosis control unit shall have written policies and procedures that clearly define the standard of practice for tuberculosis treatment and prevention in the community.	3701.146	Yes, state law	Yes, state law
3701-15-02 (E)(3)	Shall	The tuberculosis control unit shall provide consultation and oversight for the tuberculosis control activities of local health care facilities and practitioners to ensure that their efforts reflect the current standards of care and public health practice.	3701.146	Yes, state law	Yes, state law
3701-15-03 (B)	Shall	Except as set out in paragraph (A) of this rule, the standards for performing tuberculosis screenings shall be as follows:	3701.146	Yes, state law	Yes, state law
3701-15-03 (B)(1)	Shall	Decisions related to tuberculosis screening activities shall be based on local epidemiologic data identifying groups at risk of tuberculosis infection.	3701.146	Yes, state law	Yes, state law
3701-15-03 (B)(2)	Shall	Health care agencies or other facilities shall consult with the local tuberculosis control unit before starting a tuberculosis screening program to ensure that adequate provisions are made for the evaluation and treatment of persons whose tuberculin skin test or blood assay for Mycobacterium tuberculosis (BAMT) are positive.	3701.146	Yes, state law	Yes, state law

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3701-15-03 (C)	Shall	Except as set out in paragraph (A) of this rule, the standard for performing examinations of individuals who have been exposed to tuberculosis and individuals who are suspected of having tuberculosis shall be as follows:	3701.146	Yes, state law	Yes, state law
3701-15-03 (D)	Shall	Except as set out in paragraph (A) of this rule, the standard for providing treatment for individuals with tuberculosis shall be as follows:	3701.146	Yes, state law	Yes, state law
3701-15-03 (D)(1)	Shall	A specific treatment and monitoring plan shall be developed in collaboration with the local tuberculosis control unit within one week of the presumptive diagnosis.	3701.146	Yes, state law	Yes, state law
3701-15-03 (D)(2)	Shall	The plan shall include a description of an approved course of therapy, the methods of assessing and ensuring adherence to the anti-tuberculosis regimen, and the methods of monitoring for adverse reactions.	3701.146	Yes, state law	Yes, state law
3701-15-03 (E)	Shall	Except as set out in paragraph (A) of this rule, the standard for methods of preventing individuals with tuberculosis from infecting other individuals shall be as follows:	3701.146	Yes, state law	Yes, state law
3701-15-03 (E)(1)	Shall	Local tuberculosis control units shall ensure that a complete and timely contact investigation is done for tuberculosis cases reported in the area served by the unit.	3701.146	Yes, state law	Yes, state law
3701-15-03 (E)(2)	Shall	Local tuberculosis control units shall ensure that the services needed to evaluate, treat, and monitor tuberculosis patients are made available in each community, without regard to the patients' ability to pay for such services as specified in section 339.73 of the Revised Code.	3701.146	Yes, state law	Yes, state law

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3701-15-03 (F)	Shall	Except as set out in paragraph (A) of this rule, the standard for laboratories performing clinical tuberculosis testing shall be as follows:	3701.146	Yes, state law	Yes, state law
3701-15-03 (F)(1)	Shall	Laboratories shall hold a "Clinical Laboratory Improvement Act" (CLIA) certificate of compliance or accreditation with a specialty in microbiology and a subspecialty in mycobacteriology.	3701.146	Yes, state law	Yes, state law
3701-15-03 (F)(3)	Shall	Facilities which use out-of-state laboratories shall be held accountable for ensuring that the testing for tuberculosis meets the criteria as set out in this rule and in paragraph (A) of rule 3701-15-02 of the Administrative Code.	3701.146	Yes, state law	Yes, state law
3701-16-02(A)	Shall	Does not apply to spiritual care provide by any nursing home who rely upon treatment by prayer or spiritual means in accordance with the creed or tenets of any recognized church or religious denomination	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-19-02(B)(3)	Shall	Personal care services or skilled nursing care shall be considered to be provided by a residential care facility if they are provided by a person employed by or associated with the facility or by another person pursuant to an agreement to which neither the resident who receives the services nor his sponsor is a party.	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-02(C)	Shall	Imposition of personal care services on those that don't need them	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-02(C)	Shall	Imposition of skilled nursing services on those who do not need them	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-02(E)	May not	Resident admission/retention criteria	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-02(F)	Shall	Requires the provision of services as outlined in the resident agreement in accordance with acceptable practices and the facility's policies and procedures	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-02(G)	Shall	Requires compliance with resident rights in Chapter 3721.	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-02(H)	Shall	Cannot use "hospital" in name or advertising	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-02(I)	Shall	Cannot admit residents beyond the licensed capacity	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-02(K)	Shall	Cannot admit more than 2 residents before receiving a license	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-02(L)	Shall	Prohibitions on the operation of a residential care facility without a license, interference with inspections or violation of rules	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-02(M)	Shall	Prohibitions for county and district homes that have residential care facilities	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-02(N)	Shall	Rules not to be construed to allow some one who is not an RN or APN to engage in the practice of nursing	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(A)	Shall	Requires initial application and fee	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(A)	Shall	Initial application fee submitted to Director	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(A)	Shall	Initial application fee payable to treasurer, state of Ohio	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(A)	Shall	Initial application fee deposited to general operations fund	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(B)	Shall	Requirements for initial application	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-03(B)	Shall	Requirements for initial application - notice of any changes	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(B)	Shall	Requirements for initial application - notice no later than 10 days	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(C)	Shall	Requires renewal application and fee	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(C)	Shall	Renewal application late fee	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(D)	Shall	Renewal application - updated information required	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(E)	Shall	Requires notice if the facility alters the physical facilities in a manner that affects bed capacity or moves beds to an unlicensed portion of the facility	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(E)	Shall	Cannot use unlicensed portion until the director determines compliance with 3721.	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-03(E)	Shall	Written notice required with specified information- new floor plan, fire marshall inspections, certificate of occupancy	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(F)	Shall	The applicant shall truthfully respond and submit any additional information requested by the director within sixty days of the director's request.	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(G)	Shall	Requires the Director to issue a license if the operator meets the requirements of Chapter 3721.	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(G)	Shall	The license is in effect until revoked or voided by the applicant	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(I)	Shall	Requires an operator who operates one or more residential care facilities in more than one building to obtain a separate license for each building except if the buildings are on the same lot and constitute a single residential care facility	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(I)	Shall not	On or after April 1, 2007, an operator who operates one or more residential care facilities in more than one building, where the buildings are intersected by a public roadway, shall not be granted a license to operate the buildings as a single residential care facility, unless before April 1, 2007 the buildings were so licensed.	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(J)	Shall	Requires the license be posted in a conspicuous place in the nursing home	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-03(L)(4)	Shall	In the approval of a home such agencies shall apply standards prescribed by the board of building standards, and by the state fire marshal, and by section 3721.071 of the Revised Code;	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(N)	Shall not	Bars an operator whose license is being revoked from assigning or transferring the right to operate the home.	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(N)	Shall	Prohibition remains in effect until the proceedings under 119 are over or the director lifts the prohibitions	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(N)(1)	Shall	Former license holder cannot transfer operation of the facility after license revocation	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(N)(2)	Shall	After revocation, operator shall cease operating the home	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(O)	Shall not	Bars the Director from issuing a license to an operator whose license has been revoked	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(O)	May not	Bars reapplication for 1 year after revocation	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-03(P)	Shall	Requires written notice to the Director prior to closure of a nursing home	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(P)	Shall	Requirements for closure notice from facility	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(Q)	Shall	Requires written notice to residents and their sponsors prior to closure of a nursing home	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(R)	Shall	Exceptions to capacity determination	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(R)(1)	Shall not	Exceptions to capacity determination - discrete part	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(R)(2)	Shall	Exceptions to capacity determination - adult day care program	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(S)	Shall	Requirement for capacity determination	3721.04	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-16-03(S)	Shall	Capacity determination is the authorized maximum capacity	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(S)	Shall	Capacity determination made on basis of physical facility, personnel and services and care needed by the residents and occupancy permit	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03(S)	Shall	Shall not set up beds that exceed licensed capacity	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03.1(A)(1)(c)	Shall	Fee collected by the department shall be deposited in the state treasury to the credit of the general operations fund created by section 3701.83 of the Revised Code	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-03.1(A)(1)(c)	Shall	Fee not refundable	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-04(A)	Shall	Inspection of homes by the Director - 1 inspection prior to issuance of license and every 15 months thereafter	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-04(A)	Shall	Inspection of homes by the Director - 1 unannounced inspection every 15 months after the initial inspection	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-04(A)	Shall	Inspection of homes by the state fire marshal - 1 inspection every 15 months	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-04(C)	Shall not	Prohibits interference with a survey, use of abusive language directed at or in the presence of the director	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-04(D)	Shall	Director's duties during inspection - respect residents	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-04(D)	Shall	Director's duties during inspection - behavior within the facility	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-04(D)(5)	Shall	Director's duties during inspection - resident's consent	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-05(A)	Shall	Requirement to have an administrator	3721.04	Yes, state law	Yes, state law
3701-16-05(A)	Shall	Requirements the administrator must meet including responsibility for daily operation of the residential care facility and minimum working hours	3701.04	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-16-05(A)(2)	Shall	Administrator must discuss service needs with residents in accordance with paragraph (G) of 3701-16-08	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-05(A)(3)	Shall	Requirements relating to an administrator - designate an individual to serve as acting administrator when administrator is away, cannot be under the age of 21	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-05(A)	Shall	Administrator or acting administrator shall be accessible if not present in the facility	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-05(A)	Shall	If RCF is in same building or on same lot as a nursing home, then can meet requirement through nursing home	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-05(B)(2)	Shall not	Requirements relating to an administrator providing services to residents - 17-35 beds shall not be counted toward meeting the staffing requirement until requirements in (A)(3) are met	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-05(B)(3)	Shall	Requirements relating to an administrator providing services to residents - facility with more than 35 beds; does not count toward staffing requirements	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-05(C)	Shall	Required staff in an RCF	3721.04	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-16-05(C)(1)	Shall	Facility staffing - at least one staff member on-duty at all times	3721.04	Yes, state law	Yes, state law
3701-16-05(C)(1)	Shall	Facility staffing - one staff member on call when one staff member is on duty	3721.04	Yes, state law	Yes, state law
3701-16-05(C)(2)(c)	Shall	Facility staffing - staff members needed to implement the facility's evacuation plan to be present in the facility at all times	3721.04	Yes, state law	Yes, state law
3701-16-05(C)(3)	Shall	Facility staffing - at least one staff member capable of giving personal care services who has successfully completed first aid training present in the facility at all time	3721.04	Yes, state law	Yes, state law
3701-16-05(C)(5)	Shall	Facility staffing - have a psychologist or physician with experience in the diagnosis and treatment of the applicable condition or conditions, either on staff or as a consultant	3721.04	Yes, state law	Yes, state law
3701-16-06(D)	Shall	Nursing staff requirements if a resident requires skilled nursing care beyond special diet, application of dressings or administration of medication	3721.04	Yes, state law	Yes, state law
3701-16-05(D)(1)	Shall	Skilled nursing care - Employ or contract with a registered nurse who shall provide onsite supervision of skilled nursing care provided to residents	3721.04	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-16-06(D)(1)	Shall	Onsite supervision requirements of sufficient time in facility to manage provision of skilled nursing care	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-05(E)	Shall	Staff coverage for vacations and call-offs	3721.04	Yes, state law	Yes, state law
3701-16-05(E)	Shall not	Cannot require residents to supervise other residents	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-05(E)	Shall not	Residents who volunteer to supervise other residents do not count toward facility staffing requirements	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-05(F)	Shall	Medication administration - required staff must be present to administer medication	3721.04	Yes, state law	Yes, state law
3701-16-05(F)	Shall	Medication administration - staff authorized by law to administer medications remain on-duty to watch acceptance of medication and reactions	3721.04	Yes, state law	Yes, state law
3701-16-05(F)(2)	Shall	LPS who meets requirements and works at the direction of a RN or physician	3721.04	Yes, state law	Yes, state law

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3701-16-05(G)	Shall	Requirements for a dietitian when the facility supervises therapeutic diets	3721.04	Yes, state law	Yes, state law
3701-16-05(H)	Shall	Requirements for nurse staffing when the facility provides for the application of dressings	3721.04	Yes, state law	Yes, state law
3701-16-05(I)	Shall	Skilled nursing care - sufficient staff to provide skilled nursing care	3721.04	Yes, state law	Yes, state law
3701-16-05(I)	Shall	Skilled nursing care - sufficient nursing staff to provide enteral tube feedings	3721.04	Yes, state law	Yes, state law
3701-16-05(J)(1)	Shall	Staffing - staff used from an adjacent nursing home to provide care to RCF residents do not count toward the staff requirements of the nursing home	3721.04	Yes, state law	Yes, state law
3701-16-05(J)(4)	Shall	Staffing - RCF cannot limit resident call signal systems to emergency uses	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-05(J)	Shall	Staffing - To count as RCF staff, staff simultaneously assigned to an adjacent nursing home must be scheduled over 50% of time in the RCF	3721.04	Yes, state law	Yes, state law

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3701-16-05(K)	Shall	Requirements for record-keeping to document compliance with the personnel requirements	3721.04	Yes, state law	Yes, state law
3701-16-06(A)	Shall not	With caveats, prohibits individuals with transmittable diseases from working during the communicability stage of the disease	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-06(B)	Shall not	Prohibitions against working in a home when under the influence	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-06(C)	Shall	Physical exam requirements prior to working in a home	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-06(C)	Shall	Cannot work unless capable of performing job functions	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-06(C)	Shall	Retain copies of employee physical exams	3721.04	Yes, state law	Yes, state law
3701-16-06(C)	Shall	Provide copies of employee physical exams upon request	3721.04	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-16-06(C)(1)	Shall	Physical exam requirements prior to working in a home - temporary staff and paid consultants	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-06(C)(1)	Shall	Retain copies of employee physical exams - temporary staff	3721.04	Yes, state law	Yes, state law
3701-16-06(C)(1)	Shall	Maintain copy of physical examination verification	3721.04	Yes, state law	Yes, state law
3701-16-06(C)(2)	Shall	Physical exam requirements prior to working in a home - adult day care staff	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-06(D)(1)	Shall	Requirements for facility staff and volunteers - must be at least 16 years old to provide personal services	3721.04	Yes, state law	Yes, state law
3701-16-06(D)(1)	Shall	Requirements for facility staff and volunteers - Administrator at least 21 years old	3721.04	Yes, state law	Yes, state law
3701-16-06(D)(2)	Shall	Requirements for facility staff and volunteers - must read and understand English if assisting with self-administration of medication	3721.04	Yes, state law	Yes, state law

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3701-16-06(D)(2)	Shall	Requirements for facility staff and volunteers - ability to understand and communicate job-related information in English	3721.04	Yes, state law	Yes, state law
3701-16-06(D)(3)	Shall	Requires training for staff who plan activities for residents with cognitive impairment, cognitive impairment with increased emotional needs or behaviors or serious mental illness	3721.04	Yes, state law	Yes, state law
3701-16-06(E)(1)	Shall	Training requirements for staff who provide personal care services - first aid training	3721.04	Yes, state law	Yes, state law
3701-16-06(E)(1)(c)	Shall	Training requirements for staff who provide personal care services - first aid training content	3721.04	Yes, state law	Yes, state law
3701-16-06(E)(2)(a)	Shall	Training requirements for staff who provide personal care services - training prior to providing person care services without supervision; training topics	3721.04	Yes, state law	Yes, state law
3701-16-06(E)(2)	Shall	Training requirements for staff who provide personal care services - training prior to providing person care services without supervision be conducted by a registered nurse or LPN	3721.04	Yes, state law	Yes, state law
3701-16-06(E)(3)	Shall	Training requirements for staff in a facility serving special populations	3721.04	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-16-06(E)(4)	Shall	Training requirements for staff in a facility serving a population with serious mental illness	3721.04	Yes, state law	Yes, state law
3701-16-06(E)(5)	Shall	Training requirements for staff in a facility serving special populations, including serious mental illness	3721.04	Yes, state law	Yes, state law
3701-16-06(E)(6)	Shall	Training requirements for staff in a facility serving other special populations	3721.04	Yes, state law	Yes, state law
3701-16-06(F)	Shall	Training requirements for staff providing therapeutic diets	3721.04	Yes, state law	Yes, state law
3701-16-06(G)	Must	Requires training to be conducted by an qualified instructor in the topic	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-06(H)	Shall	Requirements for the administrator of the home - ways to become an administrator	3721.04	Yes, state law	Yes, state law
3701-16-06(H)(3)	Shall	Requirements for the administrator of the home - continuing education	3721.04	Yes, state law	Yes, state law

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3701-16-06(I)	Shall	Required orientation of new staff	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-06(I)	Shall	Required orientation of new staff - not left alone in facility without receiving orientation	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-06(I)(1)	Shall	Required orientation of new staff - content of orientation	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-06(J)	Shall	Requires professional staff to be licensed	3721.04	Yes, state law	Yes, state law
3701-16-06(K)	Shall	Requires staff to receive annual training in residents rights under Chapter 3721.	3721.04	Yes, state law	Yes, state law
3701-16-06(K)	Shall	Annual training in residents rights under Chapter 3721 to include staff's responsibility in implementation of the rights	3721.04	Yes, state law	Yes, state law
3701-16-06(K)	Shall	Annual training in residents rights under Chapter 3721 to include staff's obligation to provide all residents who have similar needs with comparable service	3721.04	Yes, state law	Yes, state law

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3701-16-06(L)	Shall	Employment prohibitions - background check, reigsty(s) check, professioanl licensne check	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-07(A)	Shall not	Resident Admission standards- can only admit residents to whom the facility can provide services	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-07(B)	Shall not	Requires a home to check prospective residents against the Ohio sex offender registry	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-07(C)	Shall	Resident admission/retention requirements	3721.04	Yes, state law	Yes, state law
3701-16-07(D)	Shall	Requires a resident agreement prior to admission	3721.04	Yes, state law	Yes, state law
3701-16-07(D)	Shall	Requires a resident agreement prior to admission - signing required	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-07(D)	Shall	Requires a resident agreement prior to admission - copy to be provided	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-07(D)	Shall	Requires a resident agreement prior to admission - explanation required	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-07(E)	Shall	Required content of the resident agreement	3721.04	Yes, state law	Yes, state law
3701-16-07(F)	Shall	Required sharing of policies prior to admission	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-07(F)(3)	May not	Required sharing of policies prior to admission - cannot require an execution of an advance directive as a condition for admission	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-07(F)(5)	Shall	Required sharing of policies prior to admission - special care unit	3721.04	Yes, state law	Yes, state law
3701-16-07(G)	shall	Requirement to shall identify the risks inherent in a decision made by a resident or sponsor not to receive a service provided by the facility	3721.04	Yes, state law	Yes, state law
3701-16-07(G)	shall	Requirement to maintain a copy of any risk agreement in the resident's record	3721.04	Yes, state law	Yes, state law

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3701-16-07(H)	shall	Requirement for written explanation of the facility's risk agreement	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-07(H)	shall	Requirement for a signed acknowledgement of the written agreement	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-07(H)	shall	Requirement to maintain a copy of the signed written explanation on file	3721.04	Yes, state law	Yes, state law
3701-16-08(A)	Shall	Requires initial and periodic resident health assessments	3721.04	Yes, state law	Yes, state law
3701-16-08(A)	Shall	Initial and periodic resident health assessments - ensure that all components of the assessments required by this rule are completed and that residents do not require accommodations or services beyond those that the residential care facility provides	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-08(A)	Shall	Initial and periodic resident health assessments - Annually offer to each resident a vaccination against influenza and a vaccination against pneumococcal pneumonia	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-08(B)	Shall	Initial assessment - within 48 hours of admission	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-08(B)	Shall	Initial assessment - exceptions allowed for 14 day assessment	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-08(C)	Shall	Required content of initial assessment	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-08(C)(10)	Shall	Content of initial assessment - specify what assistance with self-administration is needed or if the resident needs to have medications administered	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-08(C)(11)(b)	Shall	Content of initial assessment - skilled nursing care - Establish the extent, if any, of any changes required	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-08(C)(12)	Shall	Content of initial assessment - Orders documenting the need for skilled nursing care, including the specific procedures and modalities to be used and the amount, frequency, and duration	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-08(C)(12)	Shall	Skilled nursing care provied and reviewed in accordance with 3701-16-09.1	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-08(D)	Shall	Annual assessment - performed within 30 days of the anniversary date of the last assessment	3721.04	Yes, state law	Yes, state law

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3701-16-08(D)	Shall	Content of annual assessment	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-08(D)(8)	Shall	Content of annual assessment - specify what assistance with self-administration is needed or if the resident needs to have medications administered	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-08(D)(9)(b)	Shall	Content of annual assessment - skilled nursing care - Establish the extent, if any, of any changes required	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-08(E)	Shall	Requirement for re-assessment if a change in condition or functional abilities warrants a change in services or equipment	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-08(E)	Shall	Requirement for re-assessment if a change in condition or functional abilities warrants a change in services or equipment - documentation of assessment	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-08(E)	Shall	Requirement for re-assessment if a change in condition or functional abilities warrants a change in services or equipment - obtain assessments done outside the facility	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-08(F)	Shall	Special care unit - determination that the admission or transfer to the special care unit	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-08(F)	Shall	Special care unit - determination updated during periodic reassessment	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-08(F)	Shall	Special care unit - provide resident updated resident agreement	3721.04	Yes, state law	Yes, state law
3701-16-08(F)	Shall	Special care unit - Not admit to special care unit based solely on diagnoses	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-08(G)	Shall	Actions to take if the RCF cannot provide necessary services to residents	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-08(G)(1)	Shall	Meet with the resident, and, if applicable, the resident's sponsor and discuss the resident's condition, the options available to the resident including whether the needed services may be provided through a medicaid waiver program, and the consequences of each option when a resident needs services beyond which a residential care facility is authorized to provide or beyond that which the specific facility provides, refuses needed services, or fails to obtain needed services for which the resident agreed to be responsible under the resident agreement	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-08(G)(2)	Shall	Seek appropriate intervention when a resident needs services beyond which a residential care facility is authorized to provide or beyond that which the specific facility provides, refuses needed services, or fails to obtain needed services for which the resident	3721.04	No, general rulemaking authority	No, general rulemaking authority

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		agreed to be responsible under the resident agreement and the lack of services has caused an adverse change			
3701-16-08(G)(2)	Shall	Provide or arrange for the provision of any needed services that the resident has not refused until the resident is discharged or transferred or the resident and the facility have mutually resolved the issue in a manner that does not jeopardize the resident's health or the health, safety or welfare of the other residents when a resident needs services beyond which a residential care facility is authorized to provide or beyond that which the specific facility provides, refuses needed services, or fails to obtain needed services for which the resident agreed to be responsible under the resident agreement and the lack of services has caused an adverse change	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-08(G)(3)	Shall	Transfer or discharge the resident if the resident needs skilled nursing care or services beyond what the facility provides and the residential care facility, based on the meeting with the resident, determines that such action is necessary to assure the health, safety and welfare of the resident or the other residents of the facility when a resident needs services beyond which a residential care facility is authorized to provide or beyond that which the specific facility provides, refuses needed services, or fails to obtain needed services for which the resident agreed to be responsible under the resident agreement	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09(A)	Shall	Skilled nursing care is considered to be provided by a residential care facility if they are provided by a person employed by or associated with the facility or by another person pursuant to an agreement to which neither the resident who receives the services nor his or her sponsor is a party	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-09(B)	Shall	Policy related to personal care services; provide those services	3721.04	Yes, state law	Yes, state law
3701-16-09(C)(1)	Shall	Steps to take when residents need personal care services the facility does not offer	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09(D)	Shall	Requirements related to the provision of personal care services	3721.04	Yes, state law	Yes, state law
3701-16-09(E)(1)	Shall	Requirement for self-administration of medication	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09(E)(1)	Shall not	Requirement for medication to be administered by the facility in accordance with 3721.011	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09(F)(2)	Shall	Requirement for self-administration of medication - staff to verify prescription	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09(F)(2)	Shall not	Requirement for self-administration of medication - not assist a resident with self-administration of a prescription medication that belongs to another resident	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-09(F)(4)	Shall	Requirement for self-administration of medication - not fill a weekly pill organizer for a resident	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09(G)	Shall	Medication administered to a resident only by a person authorized by law	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09(H)	Shall	Requirements related to facility-administered medication.	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09(H)(1)	Shall	Facility-administered medication - ordered by a physician or individual authorized under state law to prescribe medications	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09(H)(1)	Shall	Facility-administered medication - administered unless the resident refuses or the resident exhibits symptoms that contraindicate medication administration	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09(H)(1)	Shall	Facility-administered medication - document in the resident's record why the medication was not administered	3721.04	Yes, state law	Yes, state law
3701-16-09(H)(1)	Shall	Facility-administered medication - Telephone orders - not accepted by a person other than a licensed nurse, another physician or a pharmacist	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-09(H)(1)	Shall	Facility-administered medication - recorded with the prescriber's name and the date, and the order signed by the person who accepted the order	3721.04	Yes, state law	Yes, state law
3701-16-09(H)(1)	Shall	Facility-administered medication - ordered by a physician or individual authorized under state law to prescribe medications	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09(H)(1)	Shall	Facility-administered medication - shall be signed by the physician who gave the order within fourteen days after the order was given	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09(H)(2)	Shall	Facility-administered medication - given only to the individual resident for whom they are prescribed	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09(H)(2)	Shall	Facility-administered medication - given in accordance with the directions on the order	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09(H)(2)	Shall	Facility-administered medication - recorded on the resident's medication record	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09(H)(3)	Shall	Facility-administered medication - observe the resident for adverse effects, contraindications, and medication effectiveness	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-09(H)(3)	Shall	Facility-administered medication - notify the resident's attending physician of any undesirable effects	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09(I)	Shall	Requirements for facilities that handle a resident's medication	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09(I)(3)(a)	Shall	Requirements for facilities that handle a resident's medication - labeling requirements	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09(I)(3)(a)	Shall	Requirements for facilities that handle a resident's medication - containers too small to bear a complete prescription label to be labeled with at least the prescription number and the dispensing date	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09(I)(3)(a)	Shall	Requirements for facilities that handle a resident's medication - containers too small to bear a complete prescription label to be dispensed in a container bearing a complete prescription label	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09(I)(3)(d)	Shall	Requirements for facilities that handle a resident's medication - Ensure over-the-counter medications that are either administered or given to residents capable of self-administration of medication contain a United States food and drug administration label	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09(I)(6)	Shall	Requirements for facilities that handle a resident's medication - Keep a current written list of all medications prescribed for each resident	3721.04	Yes, state law	Yes, state law

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3701-16-09(J)	Shall	Requirements related to the application of dressings by the facility	3721.04	Yes, state law	Yes, state law
3701-16-09(J)(1)	Shall	Application of dressings - Base the services provided on staff education, staff competence, the amount of staff experience with the listed types of applications of dressings, and support services available in the facility	3721.04	Yes, state law	Yes, state law
3701-16-09(J)(4)	Shall	Application of dressings - Evaluation and determination be performed by the appropriate health care professional and documented in the resident's record	3721.04	Yes, state law	Yes, state law
3701-16-09(J)(5)	Shall	Application of dressings - Document all applications of dressings that are provided by the residential care facility in the resident's record.	3721.04	Yes, state law	Yes, state law
3701-16-09(K)	Shall	Requirements for facilities that provides for the supervision of special diets	3721.04	Yes, state law	Yes, state law
3701-16-09(L)	Shall not	Prohibition of the use of chemical or physical restraints in residential care facilities	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09(L)(2)	Shall not	Assistive devices not construed as restraints	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-09.1(A)(1)	Shall	Criteria for counting allowable part-time, intermittent skilled nursing care provided to a resident	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09.1(A)(1)(a)	Shall not	Criteria for counting allowable part-time, intermittent skilled nursing care provided to a resident - self care does not count	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09.1(A)(1)(b)	Shall	Criteria for counting allowable part-time, intermittent skilled nursing care provided to a resident - therapy does not count	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09.1(A)(1)(c)	Shall	Criteria for counting allowable part-time, intermittent skilled nursing care provided to a resident - only days where skilled nursing care is provided count	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09.1(A)(1)(d)	Shall	Criteria for counting allowable part-time, intermittent skilled nursing care provided to a resident - medication administration , application of dressings, and supervision of special diets count if the facility does not elect to provide	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09.1(A)	Shall	If a resident's condition requires more skilled nursing care than permitted under this paragraph, the residential care facility shall transfer or discharge the resident	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09.1(B)	Shall	Requirements related to the provision of skilled nursing care to residents, including development of policies and procedures for providing skilled nursing care within acceptable standards of practice	3721.04	Yes, state law	Yes, state law

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3701-16-09.1(B)(3)	Shall	Requirements related to the provision of skilled nursing care to residents - evaluation and determination shall be performed by the appropriate licensed health care professional and documented in the resident's record	3721.04	Yes, state law	Yes, state law
3701-16-09.1(B)(4)	Shall	Requirements related to the provision of skilled nursing care to residents - Documentation to medication and treatment orders when needed to authorize provision of a service and nurse's notes indicating the nature of the service provided and the resident's status	3721.04	Yes, state law	Yes, state law
3701-16-09.1(B)(4)	Shall	Requirements related to the provision of skilled nursing care to residents - orders shall be signed and dated by the licensed health professional who gave the order within fourteen days after the order was given	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09.1(B)(4)(a)	Shall not	Requirements related to the provision of skilled nursing care to residents - telephone orders only accepted to the extent permitted by applicable licensing laws	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09.1(C)	Shall	Requirements related to the provision of enteral tube feedings on a part-time intermittent basis, including development of policies and procedures, requirement for a dietician, documentation requirements	3721.04	Yes, state law	Yes, state law
3701-16-09.1(C)(1)	Shall	Requirements related to the provision of enteral tube feedings on a part-time intermittent basis - determination of the types of enteral tube feedings that are provided by the facility based on staff education, staff competence, the amount of staff experience with the listed types of enteral tube feedings, and support services available in the facility	3721.04	Yes, state law	Yes, state law

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3701-16-09.1(D)(2)	Shall not	Exceptions to part-time intermittent skilled care - written agreement - agreement not complete without signed statement	3721.04	Yes, state law	Yes, state law
3701-16-09.1(D)(2)	Shall	Exceptions to part-time intermittent skilled care -requirements of written agreement	3721.04	Yes, state law	Yes, state law
3701-16-09.1(D)(2)(a)	Shall	Exceptions to part-time intermittent skilled care - written agreement - the determination is made by the residential care facility, the individual's attending physician	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-09.1(D)(2)(c)	Shall	Exceptions to part-time intermittent skilled care - written agreement - hospice patients whose re-determinations shall be no less frequently than every fifteen days	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-10(A)	Shall	Notify residents as to the extent of dietary services provided by the facility	3721.04	Yes, state law	Yes, state law
3701-16-10(A)	Shall	Notify residents as to the extent of dietary services provided by the facility - number of meals provided	3721.04	Yes, state law	Yes, state law
3701-16-10(A)(4)	Shall	Notify residents as to the extent of dietary services provided by the facility - Preparation and supervision of therapeutic diets shall provide three daily meals	3721.04	Yes, state law	Yes, state law

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3701-16-10(A)	Shall	Notify residents as to the extent of dietary services provided by the facility - include a variety of food accommodating religious restrictions and ethnic and cultural preferences of residents	3721.04	Yes, state law	Yes, state law
3701-16-10(B)	Shall	When providing for three meals a day - ensure meals meet dietary needs of the residents	3721.04	Yes, state law	Yes, state law
3701-16-10(B)	Shall	When providing for three meals a day - capable of providing the dietary referenced intake of the "Food and Nutrition Board" of the "National Academy of Science", be based on a standard meal planning guide from a diet manual published by a dietitian	3721.04	Yes, state law	Yes, state law
3701-16-10(B)	Shall	When providing for three meals a day - Food prepared and served in a form that meets the resident's individual needs based on the assessment	3721.04	Yes, state law	Yes, state law
3701-16-10(B)	Shall	When providing for three meals a day - no more than sixteen hours between the evening meal and breakfast	3721.04	Yes, state law	Yes, state law
3701-16-10(B)	Shall	When providing meals - offer a nourishing snack, consisting of a choice of beverages and a food item from a basic food group, after the evening meal	3721.04	Yes, state law	Yes, state law
3701-16-10(B)	Shall	When providing meals - Food substitutes of similar nutritive value offered to residents who refuse the food served and serving size may be adjusted according to resident preference	3721.04	Yes, state law	Yes, state law

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3701-16-10(B)	Shall	When providing meals - accommodate a resident's preference or medical need to eat at different intervals	3721.04	Yes, state law	Yes, state law
3701-16-10(C)	Shall	Provide safe drinking water	3721.04	Yes, state law	Yes, state law
3701-16-10(C)	Shall	Safe drinking water accessible at all times	3721.04	Yes, state law	Yes, state law
3701-16-10(D)	shall	When providing no meals - ensure that there is adequate food preparation and storage space in resident units	3721.04	Yes, state law	Yes, state law
3701-16-10(D)	shall	When providing no meals - permit residents to store and prepare food in a safe manner in their resident units or in a resident food storage and preparation area	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-10(E)	Shall	If providing meals and not permitting food in resident units, make snacks available 24 hours per day	3721.04	Yes, state law	Yes, state law
3701-16-10(F)	Shall	Requires a facility that provides meals to have a kitchen and other food service facilities that are adequate for preparing and serving the amount and types of meals the facility agrees to provide	3721.04	Yes, state law	Yes, state law

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3701-16-10(G)	Shall	If required, have a food service operation license	3721.04	Yes, state law	Yes, state law
3701-16-10(H)(1)	Shall	Requirements related to the provision of meals - procure, store, prepare, distribute, and serve all food in a manner that protects it against contamination and spoilage	3721.04	Yes, state law	Yes, state law
3701-16-10(H)(2)	Shall	Requirements related to the provision of meals - maintain a one-week supply of staple foods and a two-day supply of perishable foods for residents	3721.04	Yes, state law	Yes, state law
3701-16-10(H)(2)	Shall	Requirements related to the provision of meals - amount of such supplies based on the number of meals the facility provides daily	3721.04	Yes, state law	Yes, state law
3701-16-10(H)(3)	Shall	Requirements related to the provision of meals - plan all menus for meals at least one week in advance	3721.04	Yes, state law	Yes, state law
3701-16-10(H)(3)	Shall	Requirements related to the provision of meals - vary food in texture, color and include seasonal foods	3721.04	Yes, state law	Yes, state law
3701-16-10(H)(3)	Shall	Requirements related to the provision of meals - maintain records of dated menus, including therapeutic diets, as served, for at least three months	3721.04	Yes, state law	Yes, state law

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3701-16-10(H)(3)	Shall	Requirements related to the provision of meals - records be made available to the director upon request and indicate any food substitutions from the menu	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-10(H)(4)	Shall	Requirements related to the provision of meals -observe, supervise, and assist a resident in consuming meals if the resident needs observation, supervision, or assistance	3721.04	Yes, state law	Yes, state law
3701-16-10(H)(4)	Shall	Requirements related to the provision of meals - ensure that food texture is appropriate to the individual needs of each resident	3721.04	Yes, state law	Yes, state law
3701-16-10(H)(4)	Shall not	Requirements related to the provision of meals - cannot perform syringe feedings	3721.04	Yes, state law	Yes, state law
3701-16-10(H)(5)	Shall	Requirements related to the provision of meals -assure that the kitchen and dining areas are cleaned after each meal	3721.04	Yes, state law	Yes, state law
3701-16-10(H)(5)	Shall	Requirements related to the provision of meals - Sanitation requiremetns	3721.04	Yes, state law	Yes, state law
3701-16-10(H)(5)(d)	Shall	Requirements related to the provision of meals - sanitation - clean non-disposable containers	3721.04	Yes, state law	Yes, state law

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3701-16-10(H)(5)(d)	Shall	Requirements related to the provision of meals - sanitation - dispose of liquid wastes as sewage	3721.04	Yes, state law	Yes, state law
3701-16-10(I)	Shall	Requirements related to the preparation of special diets, other than therapeutic diets	3721.04	Yes, state law	Yes, state law
3701-16-10(J)	Shall	Requirements related to the supervision of therapeutic diets - make 3 meals available each day	3721.04	Yes, state law	Yes, state law
3701-16-10(K)	Shall	Requirements related to a dietitian - oversee, monitor and assist in the training of food service staff in the preparation and serving of foods for therapeutic diets and consult quarterly with the food service staff	3721.04	Yes, state law	Yes, state law
3701-16-10(L)	Shall not	Prohibition against administering parenteral nutrition	3721.04	Yes, state law	Yes, state law
3701-16-10(M)	Shall	Requirement for a hospice patient's diet	3721.04	Yes, state law	Yes, state law
3701-16-11(A)	Shall	Requirements related to social, recreational and leisure activities - encourage residents to participate	3721.04	Yes, state law	Yes, state law

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3701-16-11(A)	Shall	Requirements related to social, recreational and leisure activities - provide or arrange for varied activities of sufficient quantity	3721.04	Yes, state law	Yes, state law
3701-16-11(A)	Shall	Requirements related to social, recreational and leisure activities - provision of community information, activities	3721.04	Yes, state law	Yes, state law
3701-16-11(A)(3)	Shall not	Requirements related to social, recreational and leisure activities - television, crafts, reading, or games	3721.04	Yes, state law	Yes, state law
3701-16-11(B)	Shall not	Financial Management - not coerce, induce or require a resident to sign anything of value over to the facility other than payment for services rendered	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-11(B)	Shall not	Financial Management - authorization required to manage residents financial affairs	3721.04	Yes, state law	Yes, state law
3701-16-11(B)	Shall	Financial Management - authorization required to be in writing	3721.04	Yes, state law	Yes, state law
3701-16-11(B)	Shall	Financial Management - authorization attested by a witness not affiliated with the facility	3721.04	Yes, state law	Yes, state law

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3701-16-11(B)	Shall	Financial Management - Requirements to manage accounts	3721.04	Yes, state law	Yes, state law
3701-16-11(B)(1)	Shall	Financial Management - Statements to be provided, content of statement	3721.04	Yes, state law	Yes, state law
3701-16-11(B)(1)(b)	Shall	Financial Management - deposits and withdrawals transacted substantiated by receipts	3721.04	Yes, state law	Yes, state law
3701-16-11(B)(1)(b)	Shall	Financial Management - deposits and withdrawals - receipts available for inspection and copying	3721.04	Yes, state law	Yes, state law
3701-16-11(B)(2)	Must	Financial Management - Interest earned on the resident's funds shall be credited to the resident's account	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-11(D)	Shall	If pets are allowed, develop a pet policy	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-11(D)	Shall	Pet policy - required content	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-11(E)	Shall	Specify those laundry services provided by the facility	3721.04	Yes, state law	Yes, state law
3701-16-11(E)	Shall	Launder or assist in arranging for the laundering of all clothing and bed and bath linen for residents who require laundry services as described in the resident agreement	3721.04	Yes, state law	Yes, state law
3701-16-12(A)	Shall	Significant adverse change in residents' health status - required steps	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-12(B)	Shall	Incident (accident or episode involving staff, resident or other individual) - Steps to take	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-12(B)(2)	Shall	Incident - maintain an incident log separate from the resident record	3721.04	Yes, state law	Yes, state law
3701-16-12(B)(2)	Shall	Incident log - make incident log accessible to the director	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-12(B)(2)	Shall	Incident log - include time, place and date of incident	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-12(B)(2)	Shall	Incident - maintain a notation about the incident in the resident's record	3721.04	Yes, state law	Yes, state law
3701-16-12(C)	Shall	Requires an infection control policy	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-12(C)	Shall	Infection control policy - contents	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-12(C)(1)	Shall	Infection control policy - handwashing	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-12(C)(2)	Shall	Infection control policy - laundry - clean and soiled kept separate	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-12(C)(2)	Shall	Infection control policy - laundry handling	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-12(C)(2)	Shall	Infection control policy - laundry, wet or soiled laundry	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-12(C)(2)	Shall	Infection control policy - laundry wear protective clothing when handling soiled laundry	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-12(C)(2)	Shall	Infection control policy - laundry cycles according to manufacturers recommendation	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-12(C)(2)	Shall	Infection control policy - laundry protective clothing removed before handling clean laundry	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-12(C)(3)	Shall	Infection control policy - protective clothing to be worn when coming in contact with bodily substances	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-12(C)(3)	Shall	Infection control policy - If exposed to body substances, immediately and thoroughly wash with soap and water	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-12(C)(3)	Shall	Infection control policy - If exposed, facility to provide follow-up consistent with the guidelines issued by the United States centers for disease control and prevention for the prevention of transmission of human immunodeficiency virus and hepatitis B virus to healthcare and public-safety workers	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-12(C)(3)	Shall	Infection control policy - handwashing before and after providing personal care services	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-12(C)(4)	Shall	Requires an infection control policy - Reusable items contaminated with body substances bagged, then sent for decontamination	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-12(C)(7)	Shall	Requires an infection control policy - provide instruction to residents regarding disposal of sharps	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-12(D)	Shall	Requires each facility to have an infection control designee	3721.04	Yes, state law	Yes, state law
3701-16-12(E)	Shall	Requires a tuberculosis control plan	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-12(E)	Shall	Tuberculosis control plan - consistent with CDC guidance	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-12(E)	Shall	Tuberculosis control plan - Maintain documentation showing compliance	3721.04	Yes, state law	Yes, state law
3701-16-12(E)	Shall	Tuberculosis control plan - Provide documentation showing compliance to the director upon request	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-13(A)	Shall	Requires building to have a certificate of occupancy	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(A)	Shall	Requires building to have a certificate of occupancy - renewal	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(B)	Shall	Plumbing fixtures must comply with the Ohio plumbing code	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(C)	Shall	Plumbing installation must comply with the Ohio plumbing code	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(D)	Shall	Requires pressure balancing thermostatic mixing devices in lavatories, bathing facilities, and shower facilities	3721.04	Yes, state law	Yes, state law
3701-16-13(E)	Shall	Requirements related to the building's public water supply	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(E)	Shall	Requirements related to the building's water supply, other than public	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-13(F)	Shall	Requirements related to the building sewage	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(G)	Shall	Compliance with state fire code	3721.04	No, general rulemaking authority	Yes, state law
3701-16-13(H)	Shall	Requires fire safety inspection	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(I)	Shall	Requires paths of clear and unobstructed access to egress exits	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(I)	Shall	No propping open of doors	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(J)	Shall	Disaster preparedness plan required	3721.04	Yes, state law	Yes, state law
3701-16-13(J)	Shall	Disaster preparedness plan - readily available	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-13(J)	Shall	Disaster preparedness plan - Contents	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(J)(1)	Shall	Disaster preparedness plan - evacuation procedures	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(J)(1)(a)	Shall	Disaster preparedness plan - evacuation procedures	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(K)	Shall	Fire drills	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(K)(1)	Shall	Fire drills - Twelve fire exit drills, one conducted on each shift at least every three months to familiarize staff members and residents with signals, evacuation procedures and emergency action required under varied times and conditions	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(K)(1)	Shall	Fire drills - include the transmission of a fire alarm signal to the appropriate fire department or monitoring station, verification of receipt of that signal, and simulation of emergency fire conditions	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(K)(1)	Shall	Fire drills - alarm system that is not capable of sending a fire alarm signal if an audible alarm is not used shall transmit a fire alarm signal and verify receipt of that signal no more than twelve hours after the coded announcement	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-13(K)(1)(a)	Shall	Fire drills - Each staff member shall participate in at least one fire drill annually	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(K)(1)(b)	Shall	Fire drills - staff member designated to observe and evaluate each drill	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(K)(1)(b)	Shall not	Fire drills - Fire drills - staff member designated to observe and evaluate each drill not participate	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(K)(1)(c)	Shall	Fire drills -Resident capable of self-evacuation be actually evacuated to safe areas or to the exterior of the residential care facility in at least two fire drills a year on each shift.	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(K)(2)	Shall	At least two disaster preparedness drills per year - including one tornado drill	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(K)(2)	Shall	Tornado drill - during the months of March through July	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(K)(3)	Shall	Reset the alarms after each drill	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-13(L)	Shall	Investigate and take corrective action for all problems encountered in the drills	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(M)	Shall	Written evaluation of drills	3721.04	Yes, state law	Yes, state law
3701-16-13(M)	Shall	Written evaluation of drills - contents	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(M)	Shall	Written evaluation of drills - describe any problems encountered and the corrective actions taken	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(M)	Shall	Written evaluation of drills - records maintained for 3 years	3721.04	Yes, state law	Yes, state law
3701-16-13(N)	Shall	Post floor plan with emergency exits, fire extinguishers, etc., marked	3721.04	Yes, state law	Yes, state law
3701-16-13(O)	Shall	Requires building to have fire alarm system and an automatic fire extinguishing system	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-13(O)	Shall	Records of the installation, testing and maintenance of both systems kept at the facility	3721.04	Yes, state law	Yes, state law
3701-16-13(O)	Shall	Records of the installation, testing and maintenance of both systems produced for inspection upon request	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(P)	Shall	Requires staff to be trained in fire control and evacuation procedures within three working days of beginning employment	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(P)	Shall	Staff member must have all fire training prior to being alone in a facility with residents	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(Q)	Shall	Requires staff to receive annual training in fire prevention	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(Q)	Shall	Records of fire prevention training kept at facility	3721.04	Yes, state law	Yes, state law
3701-16-13(R)	Shall	Requires that all residents are trained in the proper actions to take in the event of fire, tornado, disaster, or other emergency	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-13(S)	Shall	Requires monthly fire safety inspection	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(S)	Shall	Monthly fire safety inspection records kept at facility for 3 years	3721.04	Yes, state law	Yes, state law
3701-16-13(T)	Shall	Pre 3/1/2018, required Carbon Monoxide alarms or detectors	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(T)	Shall	Pre 3/1/2018, Carbon monoxide alarms or carbon monoxide detectors - locations required	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(U)	Shall	Post 3/1/2018, required Carbon Monoxide detectors	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(U)	Shall	Post 3/1/2018, Carbon monoxide detectors - locations required	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(W)	Shall	Smoking - permitted only in properly designated areas	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-13(W)	Shall	Smoking - no lit item or spark or flame producing device in any room or area in the facility where oxygen is stored or in use.	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(W)	Shall	Smoking - No smoking" signs shall be posted in areas and on doors of rooms where oxygen is stored or in use	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(W)	Shall	Smoking - take reasonable precautions to ensure the safety of all residents when permitting residents to smoke	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(W)	Shall not	Smoking - containers into which burnable materials are placed shall not be made of materials which are flammable, combustible, or capable of generating quantities of smoke or toxic gases	3721.04	Yes, state law	Yes, state law
3701-16-13(W)	Shall	Smoking - containers into which burnable materials are placed to be used solely for that purpose	3721.04	Yes, state law	Yes, state law
3701-16-13(W)	Shall	Smoking - containers are readily available in all areas where smoking is permitted	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(W)	Shall	Smoking - accommodations for residents during adverse weather conditions when allowing outdoor resident smoking	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-13(X)	Shall	Requires electrical systems and appliances to be in good, safe operating condition	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-13(Y)	Shall	Required reporting of incidence of fire	3721.04	Yes, state law	Yes, state law
3701-16-13(Z)	Shall	Required transfer agreements with other facilities	3721.04	Yes, state law	Yes, state law
3701-16-14(B)	Shall	Resident unit requirements	3721.04	Yes, state law	Yes, state law
3701-16-14(B)(1)	Shall	Resident unit requirements - pre-1964, single occupancy habitable floor space	3721.04	Yes, state law	Yes, state law
3701-16-14(B)(1)	Shall	Resident unit requirements - pre-1964, multi-occupancy habitable floor space	3721.04	Yes, state law	Yes, state law
3701-16-14(B)(1)(a)	Shall	Resident unit requirements - pre-1964, units added post 1965 habitable floor space	3721.04	Yes, state law	Yes, state law

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3701-16-14(B)(1)(b)	Shall	Resident unit requirements - pre-1964, ceases use and brought back to use, habitable floor space	3721.04	Yes, state law	Yes, state law
3701-16-14(B)(2)	Shall	Resident unit requirements - post-1964, single pccupancy habitable floor space	3721.04	Yes, state law	Yes, state law
3701-16-14(B)(2)	Shall	Resident unit requirements - post-1964, multi-occupancy habitable floor space	3721.04	Yes, state law	Yes, state law
3701-16-14(B)(3)	Shall	Resident unit requirements - no more than 4 residents per room	3721.04	Yes, state law	Yes, state law
3701-16-14(B)(4)	Shall	Resident unit requirements - resident unit not used as a passageway to other areas	3721.04	Yes, state law	Yes, state law
3701-16-14(B)(5)	Shall	Resident unit requirements - resident-activated resident call system	3721.04	Yes, state law	Yes, state law
3701-16-14(B)(6)	Shall	Resident unit requirements - permanent walls for separation for other rooms	3721.04	Yes, state law	Yes, state law

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3701-16-14(B)(6)	Shall not	Resident unit requirements - temporary partitions not allowed	3721.04	Yes, state law	Yes, state law
3701-16-14(B)(7)	Shall	Resident unit requirements - have a window opening outside or to an atrium	3721.04	Yes, state law	Yes, state law
3701-16-14(B)(8)	Shall	Resident unit requirements - equipped with necessary supplies	3721.04	Yes, state law	Yes, state law
3701-16-14(B)(9)	Shall	Resident unit requirements - non-ambulatory resident units on ground floor unless there is an elevator	3721.04	Yes, state law	Yes, state law
3701-16-14(C)	Shall	Dining room requirement	3721.04	Yes, state law	Yes, state law
3701-16-14(C)	Shall	Dining room requirement - furniture be safe and comfortable	3721.04	Yes, state law	Yes, state law
3701-16-14(D)	Shall	Bathrooms -1 toilet, one shower or tub, and one sink for every 8 residents	3721.04	Yes, state law	Yes, state law

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3701-16-14(D)	Shall	Bathrooms -requirements	3721.04	Yes, state law	Yes, state law
3701-16-14(D)(1)	Shall	Bathrooms - kept in good repair, in a clean and sanitary condition, free from filth and accumulation of waste	3721.04	Yes, state law	Yes, state law
3701-16-14(D)(2)	Shall	Bathrooms - ensure resident privacy and dignity	3721.04	Yes, state law	Yes, state law
3701-16-14(D)(2)	Shall	Bathrooms - toilet and each bathtub or shower in multi-units be enclosed in such a way as to maintain the privacy of each resident	3721.04	Yes, state law	Yes, state law
3701-16-14(D)(3)	Shall	Bathrooms - conform to the Ohio building code	3721.04	Yes, state law	Yes, state law
3701-16-14(D)(4)	Shall	Bathrooms - kept in good repair, in a clean and sanitary condition, free from filth and accumulation of waste	3721.04	Yes, state law	Yes, state law
3701-16-14(D)(4)	Shall	Bathrooms - provided with a supply of toilet tissue	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-14(D)(4)	Shall	Bathrooms - provided with a supply of soap	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-14(D)(5)	Shall	Bathrooms - Tub or shower, nonskid surfacing and handrails or grab bars	3721.04	Yes, state law	Yes, state law
3701-16-14(D)(5)	Shall	Bathrooms - Toilets to have handrails or grab bars if needed	3721.04	Yes, state law	Yes, state law
3701-16-14(D)(6)	Shall	Bathrooms - Water temperature - provide hot and cold running water	3721.04	Yes, state law	Yes, state law
3701-16-14(D)(6)	Shall	Bathrooms - Water temperature - facility control - least one hundred five degrees fahrenheit and no more than one hundred twenty degrees fahrenheit at the point of use	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-14(D)(6)	Shall	Bathrooms - Water temperature - resident control - ensure that the hot water is at a safe temperature sufficient to meet the preferences of the resident	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-14(E)	Shall	Toilet rooms - provide toilet tissue, soap in a self-draining device or other appropriate dispenser, and individual paper towels or a hand dryer for all toilet rooms or bathrooms open to staff, visitors, or both	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-15(A)	Shall	HVAC requirements	3721.04	Yes, state law	Yes, state law
3701-16-15(A)	Shall	HVAC checked every 2 years	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-15(B)	Shall	Maintain a clean, healthy environment	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-15(B)(2)	Shall	Store all garbage and other refuse in leakproof containers with tight fitting covers until time of disposal, and dispose all waste in a satisfactory manner	3721.04	Yes, state law	Yes, state law
3701-16-15(B)(3)	Shall	Extermination of insects and rodents done in such a manner as not to create a fire or health hazard	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-15©	Shall	Required furnishings	3721.04	Yes, state law	Yes, state law
3701-16-15(C)(1)	Shall	Required furnishings - bed in good condition	3721.04	Yes, state law	Yes, state law

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3701-16-15(C)(2)	Shall	Required furnishings - Bed linens, 2 sheets, a pillow and pillow case, a bed spread, and a blanket	3721.04	Yes, state law	Yes, state law
3701-16-15(C)(2)(b)	Shall	Required furnishings - Bed linens changed at least weekly	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-15(D)	Shall	Smoking residents must provide proof that mattress they bring is flame-resistant	3721.04	Yes, state law	Yes, state law
3701-16-15(D)	Shall	Residents allowed to bring more personal furnishings	3721.04	Yes, state law	Yes, state law
3701-16-15(E)	Shall	Provide at least a double sized bed for married couples	3721.04	Yes, state law	Yes, state law
3701-16-15(F)	Shall	Facility to have the supplies and equipment necessary to provide the services needed by the residents admitted to or retained in the facility	3721.04	Yes, state law	Yes, state law
3701-16-15(F)	Shall	Supplies and equipment - kept in the facility	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-15(F)	Shall	Supplies and equipment - Stored when not in use	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-15(G)	Shall	Containers in which burnable materials could be placed be non-flammable	3721.04	Yes, state law	Yes, state law
3701-16-15(H)	Shall	Provision of at least one telephone	3721.04	Yes, state law	Yes, state law
3701-16-15(H)	Shall	Telephone - reasonable access at all times	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-15(H)	Shall	Telephone - Located in a manner to provide privacy	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-15(H)	Shall	Telephone - long distance calls at the resident's expense	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-15(I)	Shall	Maintenance requirements	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-15(I)(1)	Shall	Maintenance requirements - floors in good repair	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-15(I)(1)	Shall	Maintenance requirements - rugs secured in a manner so they don't cause a safety hazard	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-15(I)(2)	Shall	Maintenance requirements - keep corridors, entrances, exits, fire escape routes and outside pathways in good repair, free of obstacles, and ice and snow	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-15(I)(2)	Must	Maintenance requirements - Buildings that are constructed or converted for use as residential care facilities after April 1, 2007, have accessible means of egress that open to a hard surface leading to a public way	3721.04	Yes, state law	Yes, state law
3701-16-15(I)(3)	Shall	Maintenance requirements - Well-lit common areas	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-15(I)(4)	Shall	Maintenance requirements - storage of poisonous and hazardous material away from food and medicine	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-15(I)(4)	Shall	Maintenance requirements - storage of poisonous and hazardous material - in accordance with manufacturers instructions	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-15(I)(5)	Shall	Maintenance requirements - master key available if resident units have locks	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-15(I)(6)	Shall	Maintenance requirements - First aid supplies easily accessible	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-15(I)(7)	Shall	Maintenance requirements - grounds kept in an orderly manner	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-15(I)(8)	Shall	Maintenance requirements - resident ability to phone for emergency assistance	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-15(I)(8)	Shall	Maintenance requirements - display of emergency telephone numbers	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-16(B)	Shall	Maintain the temperature and humidity in resident areas at a safe and comfortable level	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-16(C)	Shall	Allow resident to control temps in their room, if equipped with room-based HVAC	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-16(D)	Shall	Policies for what happens when the temperature in resident areas goes outside the acceptable range	3721.04	Yes, state law	Yes, state law
3701-16-16(D)	Shall	Temperature Policy - Content	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-16(E)	Shall	Evaluate and monitor residents whenever the temperature in any resident area is outside the temperature range	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-16(E)	Shall	Document actions taken	3721.04	Yes, state law	Yes, state law
3701-16-16(E)	Shall	Keep documentation of action taken on site	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-16(F)	Shall	Have arrangement with HVAC company for emergency repairs	3721.04	Yes, state law	Yes, state law
3701-16-16(F)	Shall	Maintain documentation of agreements with HVAC	3721.04	Yes, state law	Yes, state law

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3701-16-16(F)	Shall	HVAC emergency repairs completed in 48 hours or less	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-16(F)	Shall	When repairs cannot be timely completed, take action under the temperature policy	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-16(F)	Shall	When repairs cannot be timely completed, complete them as soon as possible	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-17(A)	Shall	Record-keeping requirements	3721.04	Yes, state law	Yes, state law
3701-16-17(A)	Shall	Record-keeping requirements - inspection by director	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-17(A)(1)	Shall	Record-keeping requirements - resident records stored in a manner that keeps them confidential	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-17(A)(1)	Shall	Record-keeping requirements - resident records stored in a manner that is accessible in the case of emergency	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-17(A)(1)(a)	Shall	Record-keeping requirements - resident records started upon admission	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-17(A)(1)(a)	Shall	Record-keeping requirements - Content of resident records	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-17(A)(1)(a)	Shall	Record-keeping requirements - Content of resident records - not coerce resident to provide information	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-17(B)	Shall	Staff criminal history records and reports requirements	3721.04	Yes, state law	Yes, state law
3701-16-17(C)	Shall	Time-frame for keeping records	3721.04	Yes, state law	Yes, state law
3701-16-17(C)	Shall	Time-frame for keeping records - resident records for not less than 7 years	3721.04	Yes, state law	Yes, state law
3701-16-18(A)	Shall	Not grant a variance that will defeat the spirit and general intent of these rules or otherwise not be in the public interest	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-16-18(B)	Shall	Requirements for requests for variances	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-18(C)	Shall	Director to notify requestor of the determination regarding a variance request	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-18(D)	Shall	Director to notify facility when revoking a variance or waiver	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-18(E)	Shall not	Director's determination is final	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-16-18(E)	Shall not	Director's determination does not create Chapter 119. hearing rights	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-02(A)	Shall	Requires nursing homes to comply with applicable ORC and OAC provisions	3721.04	Yes, state law	Yes, state law
3701-17-02(B)	shall	Does not apply to spiritual care provide by any nursing home who rely upon treatment by prayer or spiritual means in accordance with the creed or tenets of any recognized church or religious denomination	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-02(B)	shall	Spiritual care - otherwise comply with chapter 3701-17.	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-02(B)	shall	Spiritual care - provide care and service required	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(A)	Shall	Requires initial application and fee	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(A)	Shall	Initial application fee submitted to Director	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(A)	Shall	Initial application fee payable to treasurer, state of Ohio	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(A)	Shall	Initial application fee deposited to general operations fund	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(A)	Shall	Initial application fee non-refundable	3721.04	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-17-03(B)	Shall	Initial application - timeframe for submission	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(B)	Shall	Initial application - on a form prescribed by the director	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(C)	Shall	Required contents of initial application	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(C)	Shall	Notification of any changes to the initial application	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(C)	Shall	Notification of any changes within ten days of the change	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(D)	Shall	Requires Renewal application and fee	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(D)	Shall	Renewal application fee submitted on electronic system prescribed by the Director	3721.04	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-17-03(D)	Shall	Renewal application fee deposited to the general operations fund	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(D)	Shall	Renewal application fee non-refundable	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(E)	Shall	Renewal application - updated information required	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(E)	Shall	Renewal application - provide information the director may require	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(E)	Shall	Renewal application - update within 10 days of any changes	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(F)	Shall	Requires applicant to respond truthfully to director's request for additional information	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(G)	Shall	License - Issued in accordance with 3721.	3721.04	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-17-03(G)	Shall	License - remain in effect until revoked by the director or voided at the request of the operator	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(G)	Shall	License - late fee	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(I)	Shall	Requires an operator who operates one or more nursing homes in more than one building to obtain a separate license for each building except if the buildings are on the same lot and constitute a single nursing home	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(I)	Shall	No nursing home can be licensed in the same building as another nursing home	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(J)	Shall	Requires the license be posted in a conspicuous place in the nursing home	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(L)(4)	Shall	Statutory application of requirements by agencies that approve the use of homes	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(N)	Shall not	Bars an operator whose license is being revoked from assigning or transferring the right to operate the home.	3721.04	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-17-03(N)	Shall	Transfer/assignment bar remains in effect until proceedings have concluded	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(N)(1)	Shall	If license revoked, cannot be transferred or assigned	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(N)(2)	Shall	If license revoked, must cease operation	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(O)	Shall not	Bars the Director from issuing a license to an operator whose license has been revoked	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(O)	May not	An operator whose license has been revoked cannot reapply for 1 year	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(P)	Shall	Requires written notice to the Director prior to closure of a nursing home	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(P)	Shall	Content of written notice regarding the closure of a nursing home	3721.04	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-17-03(Q)	Shall	Requires written notice to residents and their sponsors prior to closure of a nursing home	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03(R)	Shall	Requires a nursing home to include its name, address and license number when corresponding with the Director.	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03.1(A)(1)(c)	Shall	Fee collected by the department shall be deposited in the state treasury to the credit of the general operations fund created by section 3701.83 of the Revised Code	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-03.1(A)(1)(c)	Shall	Fee not refundable	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-04(A)	Shall	Requires the Director to determine the capacity of each home for licensing purposes	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-04(A)	Shall	Capacity determined on the basis of the physical facilities, personnel of the nursing home and the services and care needed by the residents to be admitted or retained in the nursing home, and the permitted occupancy approved by the department of commerce	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-04(B)	Shall	Exceptions to capacity determination - nursing home residents counted as one group	3721.04	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-17-04(B)(1)	Shall	Exceptions to capacity determination - adult care facility residents counted as separate group	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-04(B)(2)	Shall	Exceptions to capacity determination - separate and discrete part or unit that provides accommodations to individuals who do not require or receive skilled nursing care and do not receive personal care services from the home	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-04(B)(3)	Shall	Exceptions to capacity determination - participants in adult day care program	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-04(C)	Shall	Requires the home to notify the Director prior to any movement of beds to an area of the home not previously used for beds.	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-04(C)	Shall	Cannot use these beds until the director approves	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-05(A)	May not	Prohibits use of "hospital" by a nursing home, unless the nursing home is owned and operated by, and physically part of, a hospital	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-05(B)	Shall	Not admit more than 2 residents prior to receiving a license	3721.04	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-17-05(C)	Shall	Prohibits interference with a survey, falsifying records, exceeding capacity, and allowing transient guests beyond certain time periods	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-06(B)	Shall	Requires the operator of a nursing home to appoint a administrator	3721.04	Yes, state law	Yes, state law
3701-17-06(C)	Shall	Requires an ongoing quality assurance and performance improvement (QAPI) program to address all systems of care and management practices	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-06(C)	Shall	QAPI program contents	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-06(C)	Shall	Requires a quality assurance committee be established	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-06(C)	Shall	Requires a quality assurance committee to meet at least quarterly to discuss quality of care provided in the home	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-06(D)	Shall	Requires the home to document issues relating to the quality assurance process	3721.04	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-17-06(D)	Shall	Requires the director to verify the home to is documenting issues relating to the quality assurance process	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-07(A)	Shall	Requires the administrator to be licensed	3721.04	Yes, state law	Yes, state law
3701-17-07(B)	Shall	With caveats, prohibits individuals with transmittable diseases from working during the communicability stage of the disease	3721.04	Yes, state law	Yes, state law
3701-17-07(C)	Shall	Prohibitions against working in a home when under the influence	3721.04	Yes, state law	Yes, state law
3701-17-07(D)	Shall	Physical exam requirements prior to working in a home	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-07(D)	Shall	Operator to maintain documentation that physical exam requirements are met	3721.04	Yes, state law	Yes, state law
3701-17-07(D)	Shall	Operator to provide said documentation to the director upon request	3721.04	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-17-07(E)	Shall	Physical exam requirement for temporary/contract staff	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-07(E)	Shall	Operator to obtain documentation that physical exam requirements are met	3721.04	Yes, state law	Yes, state law
3701-17-07(E)	Shall	Operator to provide said documentation to the director upon request	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-07(F)	Shall	Physical exam requirements for adult day care program staff provided by and on the same site as the nursing home	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-07(F)	Shall	Operator to retain documentation that physical exam requirements are met	3721.04	Yes, state law	Yes, state law
3701-17-07(F)	Shall	Operator to provide said documentation to the director upon request	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-07(G)	Shall	Requirements for the homes' activities director	3721.04	Yes, state law	Yes, state law

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3701-17-07(G)	Shall	Activities director - For individuals hired after April 18, 2002, the minimum amount of training needed in activities programming from a technical or vocational school, college, university, or other educational institution is ninety hours.	3721.04	Yes, state law	yes, state law
3701-17-07(H)	Shall	Food service manager to have level 2 certification in food protection	3721.04	Yes, state law	Yes, state law
3701-17-07(I)	Shall	Requires licensed professionals possess valid license	3721.04	Yes, state law	Yes, state law
3701-17-07(J)	Shall	Requires staff receive orientation	3721.04	Yes, state law	Yes, state law
3701-17-07(J)	Shall	Required contents of staff orientation	3721.04	Yes, state law	Yes, state law
3701-17-07(K)	Shall	Statutory employment prohibitions	3721.04	Yes, state law	Yes, state law
3701-17-07.1(B)	Shall	Requires individuals used a nurse aides to be a nurse aide	3721.04	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-17-07.1(B)(2)	Shall	Requirements related to individuals used as nurse aides under rules in effect prior to October 1, 1990	3721.04	Yes, state law	Yes, state law
3701-17-07.1(B)(2)(b)	Shall	Requirements related to individuals used as nurse aides under rules in effect prior to October 1, 1990 - received training in topics covered by former rule 3701-18-07	3721.04	Yes, state law	Yes, state law
3701-17-07.1(B)(5)	Shall	Requirements for individuals used as nurse aides prior to July 1, 1989 - competency determination	3721.04	Yes, state law	Yes, state law
3701-17-07.1(B)	Shall	Verification of nurse aide competency requirements	3721.04	Yes, state law	Yes, state law
3701-17-07.1(B)	Shall	Requires of a nurse aide's eligibility to be listed on the nurse aide registry	3721.04	Yes, state law	Yes, state law
3701-17-07.1(B)	Shall	Maintain eligibility verification on file	3721.04	Yes, state law	Yes, state law
3701-17-07.1(C)	Shall	Requirements for individuals who are not yet nurse aides to be used as nurse aides during the 4 month allowance	3721.04	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-17-07.1(D)	Shall	Requirements to use an individual as a nurse aide beyond the 4 month allowance	3721.04	Yes, state law	Yes, state law
3701-17-07.1(E)	Shall	Requirements to use an individual who previously met the requirements to work as a nurse aide beyond the 4 month allowance	3721.04	Yes, state law	Yes, state law
3701-17-07.1(F)	Shall	Acceptable documentation for participation in a nurse aide training program	3721.04	Yes, state law	Yes, state law
3701-17-07.1(H)	Shall	Prohibition, with exceptions, on a non-nurse aide providing direct care to residents	3721.04	Yes, state law	Yes, state law
3701-17-07.1(H)	Shall	Requires an individual used by a long-term care facility as a nurse aide while participating in a training and competency evaluation program to wear a name pin at all times that clearly indicates that the individual is a trainee	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-07.1(I)	Shall	Prohibition on a home charging students for nurse aide training materials	3721.04	Yes, both state and federal law	Yes, both state and federal law
3701-17-07.1(J)	Shall	Prohibition on a home charging students for the state test	3721.04	Yes, both state and federal law	Yes, both state and federal law

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3701-17-07.1(K)	Shall	Requires the home to provide nurse aides with an orientation program	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-07.1(K)(1)	Shall	Orientation program - contents	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-07.1(K)(1)	Shall	Orientation program - duration - 360 minutes, 180 minutes prior to resident contact	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-07.1(K)(2)	Shall	Performance reviews to begin 90 days after the nurse aide begins work	3721.04	Yes, state law	Yes, state law
3701-17-07.1(K)(2)	Shall	Performance reviews - conducted by immediate supervisor or nurse designated by the facility	3721.04	Yes, state law	Yes, state law
3701-17-07.1(K)(2)	Shall	Performance reviews - maintain written record of each review	3721.04	Yes, state law	Yes, state law
3701-17-07.1(K)(3)(a)	Shall	Requires home to provide regular in-service educations including instructional presentation and skills demonstration	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-07.1(K)(3)(b)	Shall	Requires in-service educations be sufficient to ensure continuing competence and address weaknesses as determined in performance reviews	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-07.1(K)(3)(b)	Shall	Requires in-service educations address resident needs as determined in care plans	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-07.1(K)(3)(b)	Shall	Requires in-service educations to address care for residents with cognitive impairments	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-07.1(K)(3)(b)	Shall	Requires in-service educations to address care for residents in a special care unit	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-07.1(K)(3)(c)	Shall	Requires that 12 hours of in-service education be provided annually	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-07.1(K)(3)(d)	Shall	Requires a written record of in-service educations that have been provided	3721.04	Yes, state law	Yes, state law
3701-17-07.1(K)(d)	Shall	Requires the written record of in-service educations to include a description of subject matter and list of those in attendance	3721.04	Yes, state law	Yes, state law

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3701-17-07.1(K)(d)	Shall	Requires homes that holds themselves a out as providing specialty care to residents provide sufficient additional hours of in-service educations address care required	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-07.2(C)	Must	Requirements if using a dining assistant	3721.04	Yes, state law	Yes, state law
3701-17-07.2(D)	Shall not	Requires an individual who has not worked as a dining assistant in the previous twelve consecutive months to re-take the dining assistant training program	3721.04	Yes, state law	Yes, state law
3701-17-07.2(E)	Shall	Dining assistant training program requirements - 9 hours, 1 of which is clinical	3721.04	Yes, state law	Yes, state law
3701-17-07.2(E)	Shall	Dining assistant training program requirements - no more than 8 participants in a clinical experience at one time	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-07.2(E)	Shall	Dining assistant training program requirements - curriculum	3721.04	Yes, state law	Yes, state law
3701-17-07.2(F)	Shall	Requires qualified instructors in a dining assistant training program	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-07.2(G)	Shall	Requires submission of application on a form prescribed by the director for approval of a dining assistant training program	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-07.2(G)	Shall	Requires submission of submission of additional information requested by the director by the director	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-07.2(G)	Shall	Required contents of application for approval of a dining assistant training program	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-07.2(H)	Shall	Requires approval of a dining assistant training program when the application meets the requirements for approval	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-07.2(J)	Shall	Requirements for a notice of suspension or withdrawal of approval of a dining assistant training program	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-07.2(K)	Shall	Requirements for lifting of suspension	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-07.2(L)	Shall	When withdrawal of approval is required	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-07.3(A)	Shall	Requires the Director to maintain a state Nurse Aide Registry	3721.04	Yes, both state and federal law	Yes, both state and federal law
3701-17-07.3(A)	Shall	Requires the Director to include any findings of abuse, neglect, misappropriation, or exploitation and a statement from an individual with any such finding	3721.04	Yes, both state and federal law	Yes, both state and federal law
3701-17-07.3(B)	Shall not	Requires the director to stop listing individuals who cannot demonstrate they provided at least seven and one-half consecutive hours or eight hours in a forty-eight-hour period of nursing and nursing-related services for compensation during a twenty-four month period	3721.04	Yes, both state and federal law	Yes, both state and federal law
3701-17-07.3(C)	Must	Requirements to remain on the nurse aide registry	3721.04	Yes, both state and federal law	Yes, both state and federal law
3701-17-07.3(D)	Shall	Documentation required to remain on the nurse aide registry	3721.04	Yes, state law	Yes, state law
3701-17-07.3(D)	Shall	Documentation required to remain on the nurse aide registry - contents of statement from a physician or nurse	3721.04	Yes, state law	Yes, state law
3701-17-07.3(E)	Shall	4 month working as a nurse aide allowance and exceptions	3721.04	Yes, state law	Yes, state law

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3701-17-08(A)	Shall	Requires each home to have an administrator	3721.04	Yes, state law	Yes, state law
3701-17-08(A)	Shall	Requires administrator to be in the home for at least 16 hours per week	3721.04	Yes, state law	Yes, state law
3701-17-08(B)	Shall	Requires each home to have a director of nursing	3721.04	Yes, both state and federal law	Yes, both state and federal law
3701-17-08(B)(1)	Shall	Director of nursing - be a registered nurse	3721.04	Yes, both state and federal law	Yes, both state and federal law
3701-17-08(B)(1)(b)	Shall	Director of nursing - on duty five days per week, eight hours per day predominantly between the hours of six a.m. and six p.m. to direct the provision of nursing services	3721.04	Yes, both state and federal law	Yes, both state and federal law
3701-17-08(B)(1)(c)	Shall	Director of nursing - Name posted in a place easily accessible to residents and families	3721.04	Yes, federal law	Yes, federal law
3701-17-08(B)(2)	Shall	Director of nursing - Name of acting director of nursing posted in a place easily accessible to residents and families when director of nursing is absent from the home	3721.04	Yes, federal law	Yes, federal law

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3701-17-08(C)	Shall	Requirements for provision of 2.5 hours of direct care per resident, per day	3721.04	Yes, state law	Yes, state law
3701-17-08(D)	Shall	Requires a RN be on-call when there is no RN in the home	3721.04	Yes, state law	Yes, state law
3701-17-08(D)	Shall	RN on-call name posted in a place easily accessible to residents and families	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-08(E)	Shall	Additional staff to include activities program staff, dietary staff, pharmacy services staff, and social services staff	3721.04	Yes, state law	Yes, state law
3701-17-08(F)	Shall	Requires each home to assess the homes' staffing needs	3721.04	Yes, state law	Yes, state law
3701-17-08(F)	Shall	Staffing assessment based on the homes' type of services provided	3721.04	Yes, state law	Yes, state law
3701-17-08(G)	Shall	Allows the home's staffing level to be adjusted with input from the medical director	3721.04	Yes, state law	Yes, state law

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3701-17-08(H)	Shall	Requires protocol for staff coverage	3721.04	Yes, state law	Yes, state law
3701-17-08(H)(1)	Shall	Staff simultaneously assigned to a residential care facility, etc., do not count toward the nursing home staffing requirements	3721.04	Yes, state law	Yes, state law
3701-17-08(J)	Shall	Requires the home keep staffing records	3721.04	Yes, state law	Yes, state law
3701-17-08(K)	Shall	Does not authorize an unlicensed individual to provide services that require a license or a health care professional to provide services outside the professional's scope of practice	3721.04	Yes, state law	Yes, state law
3701-17-09(A)	Shall	Requires the provision of a comprehensive activity program for residents	3721.04	Yes, state law	Yes, state law
3701-17-09(A)	Shall	Activity program based on needs and preferences of residents	3721.04	Yes, state law	Yes, state law
3701-17-09(A)	Shall	Activity program adjusted based on resident input	3721.04	Yes, state law	Yes, state law

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3701-17-09(A)	Shall	Activity program scheduled during all times and include the community to the extent possible	3721.04	Yes, state law	Yes, state law
3701-17-09(B)	Shall	Requires the provision of social services to meet the needs of residents and assist each resident in attaining or maintaining the highest practicable level of functioning	3721.04	Yes, state law	Yes, state law
3701-17-09(C)	Shall	Requires the provision of a private space for visitation	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-09(D)	Shall	If pets are allowed, develop a pet policy	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-09(D)(1)	Shall	pet policy - annual physical examination, including an examination for internal and external parasites	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-09(D)(2)	Shall	pet policy - Vaccinations for common infectious agents, including rabies	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-09(D)(3)	Shall	pet policy - Any other preventive care necessary to protect the health, safety and rights of residents	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-09(D)(4)	Shall	pet policy - Procedure to follow if an animal bites a person or becomes ill or injured;	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-09(D)(5)	Shall	pet policy - For resident pets, if the resident is transferred, discharged or otherwise unable to care for the pet, responsibilities for care of the pet until a family member or sponsor can retrieve the pet;	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-09(D)(6)	Shall	pet policy -In the case of a facility pet, the name of the designated member or members of the staff responsible for the care of the animal and for maintaining the protocol, including medical records for the animal	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-09(D)(7)	Shall	pet policy -An evaluation of the medical needs of residents.	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-09(E)	Shall	Requires access to various forms of communications, including mail, telephone services, and the resident own technological devices	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-09(E)	Shall	Communications- administrator to ensure resident's outgoing mail be delivered and unread to the regular postal channels promptly upon its receipt from the resident	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-09(E)	Shall	Communications- when there is no regularly scheduled postal delivery or pick-up service, ensure the outgoing mail is placed into the next regularly scheduled delivery or pick-up	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-09(E)	Shall	Communication - assist residents in writing a letter if requested	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-10(A)	Shall	Initial and periodic resident health assessments - ensure that all components of the assessments required by this rule are completed and that residents do not require accommodations or services beyond those that the residential care facility provides	3721.04	Yes, state law	Yes, state law
3701-17-10(A)	Shall	Initial and periodic resident health assessments - based on personal observation and judgement	3721.04	Yes, state law	Yes, state law
3701-17-10(B)	Shall	Requires the home to gather health history prior to a resident's admission	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-10(B)	Shall	Requires the home to gather health history prior to a resident's admission - information updated within 5 days	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-10(C)	Shall	Resident assessment upon admission to include cardiovascular, pulmonary, neurological status including auscultation of heart and lung sounds, pulses and vital signs, hydration and nutritional status, including allergies and intolerances; and presenting physical, psycho-social and mental status.	3721.04	Yes, state law	Yes, state law
3701-17-10(C)	Shall	Resident assessment upon admission - review for consistency	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-10(C)	Shall	Resident assessment upon admission - reconfirm orders if necessary	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-10(C)	Shall	Resident assessment upon admission - obtain any special equipment, furniture or staffing that is needed to address the presenting needs of the resident	3721.04	Yes, state law	Yes, state law
3701-17-10(C)	Shall	Resident assessment upon admission - services to meet the specific needs of each resident identified through this admission assessment until the care plan is developed and implemented	3721.04	Yes, state law	Yes, state law
3701-17-10(C)	Shall	Comprehensive assessment- performed within 14 days of admission	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-10(D)	Shall	Comprehensive examination shall meet requirements of rule	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-10(D)(2)	Shall	Comprehensive assessments - performed annually	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-10(D)(2)	Shall	Comprehensive assessments - annual assessment performed within 30 days of previous comprehensive assessment	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-10(E)	Shall	Content of comprehensive assessment	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-10(F)	Shall	Periodic assessment- every 3 months	3721.04	Yes, state law	Yes, state law
3701-17-10(F)	Shall	Assessment shall be updated to reflect resident's current status	3721.04	Yes, state law	Yes, state law
3701-17-10(F)	Shall	Content of periodic assessment	3721.04	Yes, state law	Yes, state law
3701-17-10(G)	Shall	Resident assessments conducted in accordance with 42 C.F.R. 483.20 are in compliance with this rule	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-10(H)	Shall	Advanced care planning - each home to participate with each residents or family	3721.04	Yes, state law	Yes, state law
3701-17-10(H)	Shall	Advanced care planning - provided on admission to the home	3721.04	Yes, state law	Yes, state law

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3701-17-10(H)	Shall	Advanced care planning - provided quarterly each year	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-11(A)	Shall	Requires written policies and procedures to assure a safe, sanitary and comfortable environment for residents and to control the development and transmission of infections and diseases	3721.04	Yes, state law	Yes, state law
3701-17-11(A)	Shall	Requires an infection control program to monitor compliance with home's infection control policies and procedures, to investigate, control and prevent infections in the home, and to institute appropriate interventions	3721.04	Yes, state law	Yes, state law
3701-17-11(A)	Shall	Requires the designation of an appropriate licensed health professional with competency in infection control to serve as the infection control coordinator	3721.04	Yes, state law	Yes, state law
3701-17-11(B)	Shall	Requires a tuberculosis control plan	3721.04	Yes, state law	Yes, state law
3701-17-11(B)	Shall	Tuberculosis control plan - consistent with CDC guidance	3721.04	Yes, state law	Yes, state law
3701-17-11(B)	Shall	Tuberculosis control plan - requires documentation of compliance	3721.04	Yes, state law	Yes, state law

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3701-17-11(B)	Shall	Tuberculosis control plan - make documentation of compliance available to the director	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-11(C)	Shall	Requires appropriate interventions when a resident has a reportable disease	3721.04	Yes, state law	Yes, state law
3701-17-11(C)	Shall	Requires appropriate notifications when a resident has a reportable disease	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-11(D)	Shall	Requires appropriate infection control precautions	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-11(D)	Shall	Ensure staff utilize appropriate infection control precautions, such as handwashing	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-11(D)(2)	Shall	Infection control precautions - contain reusable items contaminated with body substances until cleaning and decontamination occurs using products that are approved by the United States food and drug administration	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-11(D)(2)	Shall	Infection control precautions - Change gloves before and after contact with another resident and disposed of in accordance with state law	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-11(D)(6)	Shall	Infection control precautions - provide instructions to all individuals who use sharps in the home on the proper techniques for disposal	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-11(D)(7)	Shall	Infection control precautions - Not reuse disposable equipment and supplies	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-11(E)	Shall	Infection control precautions - follow the current guidelines for isolation requirements issued by the United States centers for disease control and prevention when caring for a resident known or suspected to be infected with a disease	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-11(E)	Shall	Infection control precautions - develop and follow a tuberculosis control plan, based on a facility assessment, which is consistent with current guidelines issued by the centers for disease control and prevention	3721.04	Yes, state law	Yes, state law
3701-17-11(F)	Shall	Requires soiled and clean laundry be kept separate	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-11(F)	Shall	Handle soiled laundry as little as possible	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-11(F)	Shall	Place laundry that is wet or soiled with body substances in impervious bags which are secured to prevent spillage	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-11(F)	Shall	Individuals performing laundry services to wear impervious gloves and an impervious gown	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-11(F)	Shall	Individuals handling soiled or wet laundry on the unit to wear gloves and, if appropriate, other personal protective equipment	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-11(F)	Shall	Use laundry cycles according to the washer and detergent manufacturers' recommendations	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-11(F)	Shall	Laundry staff to remove protective clothing before handling clean laundry	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-12	Shall	Nursing home administrator shall comply with the requirements for notifying changes in health status, injury or death of resident	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-12(A)	Shall	Include a description of the circumstances and cause, if known, of the illness, injury or death in the notification	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-12(A)	Shall	Document a change in health status and any intervention taken in the medical record	3721.04	Yes, state law	Yes, state law

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3701-17-12(A)	Shall	Hospice program responsible for notification if a hospice resident	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-13(A)	Shall	Requires a physician to serve as medical director	3721.04	Yes, state law	Yes, state law
3701-17-13(A)	Shall	Responsibilities of the medical director	3721.04	Yes, state law	Yes, state law
3701-17-13(A)	Shall	Medical director to meet with staff periodically and duties	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-13(B)	Shall not	Requirements for medication administration - ordered by a physician	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-13(B)	Shall	Requirements for medication administration - telephone orders recorded with order givers name, date, and order and signed by person receiving	3721.04	Yes, state law	Yes, state law
3701-17-13(B)	Shall	Requirements for medication administration - all orders accepted in accordance with DEA and Ohio board of pharmacy rules	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-13(C)	Shall	Requirements for administration of treatment - ordered by a physician	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-13(C)	Shall	Requirements for administration of treatment - telephone orders recorded with order givers name, date and order and signed by person receiving the order	3721.04	Yes, state law	Yes, state law
3701-17-13(C)	Shall	Requirements for administration of treatment - all orders signed and dated by person receiving the order within 14 days of the order	3721.04	Yes, state law	Yes, state law
3701-17-13(C)(1)	Shall	Requirements for administration of treatment - telephone orders only accepted by a licensed nurse	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-13(D)	Shall	Requires each resident of a nursing home to be under the supervision of a physician	3721.04	Yes, state law	Yes, state law
3701-17-13(D)	Shall	Requires each resident of a nursing home to be evaluated by a physician every 30 days for the first 90 days of admission	3721.04	Yes, state law	Yes, state law
3701-17-13(D)	Shall	Requires each evaluation to be in-person	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-13(D)	Shall	Requires resident input to be solicited at each evaluation	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-13(D)	Shall	Requires a progress note after each evaluation	3721.04	Yes, state law	Yes, state law
3701-17-13(E)	Shall	Annually offer influenza and pneumococcal pneumonia vaccines	3721.04	Yes, state law	Yes, state law
3701-17-14(A)	Shall	Requires plan of care developed and implemented for each resident within seven days of completion of the initial comprehensive assessment	3721.04	Yes, state law	Yes, state law
3701-17-14(A)	Shall	Plan of care - resident-focused and goal driven, and prepared by an interdisciplinary team that includes the attending physician or other licensed health professional acting within the applicable scope of practice, or both, a registered nurse with responsibility for the resident and other appropriate staff in disciplines as determined by the needs of the resident including, but not limited to dietary, recreation, and social work staff	3721.04	Yes, state law	Yes, state law
3701-17-14(A)	Shall	Plan of care - offer opportunities for the resident, the resident's sponsor, and those of the resident's choice to participate in the care planning process and will provide necessary information, support, and options for engaging in the process to ensure that the resident/sponsor directs the process to the maximum extent possible and is enabled to make informed choices and decisions	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-14(A)(1)	Shall	Plan of care - consistent with the comprehensive assessment with recognition of the capabilities, preferences and goals of the resident	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-14(A)(1)	Shall	Plan of care - written description of what services, supplies and equipment, are needed, when, how often, and by whom services, supplies and equipment will be provided and the measurable goals or outcomes	3721.04	Yes, state law	Yes, state law
3701-17-14(A)(2)	Shall	Plan of care - reviewed whenever there is a change in the resident's condition, needs, or preferences that warrant a change in the services, supplies or equipment to be provided, and at least quarterly	3721.04	Yes, state law	Yes, state law
3701-17-14(A)(2)	Shall	Plan of care - updated, as appropriate	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-14(A)(3)	Shall	Plan of care - resident have access at any time	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-14(B)	Shall	Requirements relating to delegation of certain nursing tasks	3721.04	Yes, state law	Yes, state law
3701-17-14(C)	Shall	Requires adequate personal care to be provided to residents who cannot care for themselves	3721.04	Yes, state law	Yes, state law

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3701-17-14(D)	Shall	Requires adequate supervision for residents assessed as having a risk of falls, elopement, or both	3721.04	Yes, state law	Yes, state law
3701-17-14(E)	Shall	Requires services, supplies and equipment be provided	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-14(F)	Shall	Requires homes to provide residents with adequate, kind, and considerate care and treatment at all times.	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-14(G)	Shall	Requires that resident transfers and discharges be done in an orderly, dignified, and safe manner	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-14(G)	Shall	Transfer discharge - home to plan and update assessment for transfer or discharge	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-14(G)	Shall	Transfer discharge - discharge plan identify need for the resident and care givers' education, including resident and care giver instruction on the proper use of grab rails and other safety devices, and any accommodations to the physical environment to meet the needs of the resident	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-14(H)	Shall	Requires a home to communicate and work with a hospice in development and implementation of a coordinated plan of care between the nursing home and hospice for residents who are receiving hospice care	3721.04	Yes, state law	Yes, state law

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3701-17-14(H)	Shall	Hospices - hospice care program to retain professional management responsibility for directing the implementation of the resident's plan of care	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-14(I)	Shall	Hospices - develop a coordinated plan of care	3721.04	Yes, state law	Yes, state law
3701-17-14(J)	Shall	Requires accounting of monies upon death of a resident	3721.04	Yes, state law	Yes, state law
3701-17-14(J)	Shall	Requires conveyance of monies upon death of a resident	3721.04	Yes, state law	Yes, state law
3701-17-15(B)	Shall not	Prohibition against physical and chemical use on a nursing home resident except on written order of a physician	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-15(B)	Shall	Written order of an attending physician to include the date, means of restraint to be used, medical reason for restraint, and duration of restraint	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-15(B)	Shall	Written order of an attending physician to be included in resident's medical record	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-15(B)(1)	Shall not	Restraint - not used a physical or chemical restraint or isolation for punishment, incentive, or convenience	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-15(B)(3)	Shall not	Devices/medications/placement in a unit do not qualify as restraints or isolation when they assist a resident's mental and physical functioning	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-15(C)	Shall	Requires personal examination prior to the ordering of a chemical or physical restraint	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-15(C)(2)	Shall	Inerdisciplinary assessment prior to ordering use of restraint	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-15(D)	Shall	Requires selection of restraint appropriate for physical build and characteristics of resident	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-15(D)	Shall	Requires the following of manufacturer's instructions in applying the restraint	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-15(D)	Shall	Requires that correct application of the restraint is supervised by a nurse and that the restrained resident is monitored every thirty minutes	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-15(D)	Shall not	Jackets, sheets, cuffs, belts, or mitts made with unprotected elements of materials such as heavy canvas, leather, or metal shall not be used as restraints	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-15(E)	Shall	Requires the continued use beyond 30 days of physical or chemical restraints requires a personal examination of the resident and the written authorization of the attending physician stating the reasons for continuing the restraint	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-15(F)	Shall not	Use of the physical or chemical restraint or isolation shall not be continued for more than twelve hours after the onset of the emergency without personal examination and authorization by the attending physician	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-15(G)	Shall	Requirements related to allowable confinement or isolation of a resident	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-15(H)	Shall	Requires the homes' Quality Assurance Committee to review and track restraint usage in the home.	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-15(H)	Shall	Requires the homes' Quality Assurance Committee to identify any trends, increases, and problems, the need for additional training, consultations or corrective action	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-15(H)	Shall	Requires the homes' Quality Assurance Committee to discuss and reflected in the minutes of the next quality assurance committee meeting trends, increases, and problems, the need for additional training, consultations or corrective actions	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-16(A)	Shall	Provision of mattress to residents that do not bring their own	3721.04	Yes, state law	Yes, state law
3701-17-16(A)	Shall	Provision of at least a double size bed, upon request of a married couple or other consenting adult residents sharing a room	3721.04	Yes, state law	Yes, state law
3701-17-16(A)	Shall	Mattresses shall be protected with waterproof material unless otherwise ordered by a physician	3721.04	Yes, state law	Yes, state law
3701-17-16(A)	Shall not	Roll away beds, cots, double deck beds, stacked bunk beds, hide-a-bed couches, or studio couches shall not be used as beds.	3721.04	Yes, state law	Yes, state law
3701-17-16(A)	Shall	All mattresses purchased or obtained by the nursing home, or brought to the nursing home by residents, shall be in safe condition	3721.04	Yes, state law	Yes, state law
3701-17-16(B)	Shall	Provision of resident room furnishings to be provided by the home	3721.04	Yes, state law	Yes, state law
3701-17-16(B)	Shall	Resident rooms shall be designed or equipped to assure full visual privacy for each resident	3721.04	Yes, state law	Yes, state law

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3701-17-16(C)	Shall	Requires call signal system in resident rooms and toilet and bathing facilities	3721.04	Yes, state law	Yes, state law
3701-17-16(D)	Shall	Requires items to be disposed of in accordance with applicable state and federal requirements	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-16(D)	Shall	Requires reusable items to be disinfected and reused in accordance with applicable state and federal requirements	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-16(E)	Shall	Requires homes to have supplies and equipment needed to care for residents they admit	3721.04	Yes, state law	Yes, state law
3701-17-16(E)	Shall	Wheelchairs, Geri chairs, quad canes, adaptive eating equipment and utensils, and other assistive devices shall be maintained in good and safe working condition	3721.04	Yes, state law	Yes, state law
3701-17-16(E)	Shall	Wheelchairs, Geri chairs, quad canes, adaptive eating equipment and utensils, and other assistive devices for the specific needs of each resident	3721.04	Yes, state law	Yes, state law
3701-17-16(E)(1)	Shall	All equipment and supplies in a nursing home shall be kept clean and usable and shall be satisfactorily stored when not in use	3721.04	Yes, state law	Yes, state law

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3701-17-16(E)(2)	Shall	In selecting supplies and equipment, the home shall consider resident needs	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-16(G)	Shall	Requires a nursing home to provide a safe, clean, comfortable and homelike environment	3721.04	Yes, state law	Yes, state law
3701-17-16(G)	Shall	Requires a nursing home to allow residents to use personal belongings to the extent possible	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-17(A)	Shall	Requires a home to provide drugs and other pharmaceuticals for residents	3721.04	Yes, state law	Yes, state law
3701-17-17(A)	Shall	The nursing home shall permit residents to use and continue to obtain medicines, drugs and biologicals dispensed to them from a pharmacy of choice	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-17(A)(1)	Shall	Pharmacy - provide pharmacy services by employing a pharmacist on either a full-time, part-time, or consultant basis or by contracting with a pharmacy service	3721.04	Yes, state law	Yes, state law
3701-17-17(A)(1)	Shall	Pharmacy - pharmacist or pharmacy service shall be responsible for maintaining supervision and control of the stocking and dispensing of drugs and biologicals in the home in accordance with state pharmacy rules	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-17(A)(2)	Shall	Maintain emergency and contingency drug supply, ensure maintained in accordance with state and federal laws	3721.04	Yes, state law	Yes, state law
3701-17-17(B)	Shall	Medicines and drugs shall be given only to the individual resident for whom they are prescribed	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-17(B)	Shall	Medicines and drugs shall be given in accordance with the directions on the prescription or physician's orders	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-17(B)	Shall	Medicines and drugs given shall be recorded on the resident's medication administration record	3721.04	Yes, state law	Yes, state law
3701-17-17(C)	Shall	Medication - clearly labeled with the resident's name, directions for use, date dispensed, name of prescriber, name of drug, strength and prescription number	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-17(D)	Shall	Labeling requirements for medications too small for complete labeling	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-17(D)	Shall	Prescriptions shall be dispensed in a container bearing prescription label	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-17(E)	Shall	Ensure that all medication and drugs are stored at proper temperature and secured against unauthorized access	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-17(E)	Shall	Requirements for facilities that handle a resident's medication - Keep all prescription medications in locked storage areas, including drugs requiring refrigeration	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-07(E)	Shall	If pharmacist not present, keys to drug supplies made available to licensed health care professional authorized to have keys	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-17(F)	Shall	Requirements for medications upon resident's transfer, discharge or death	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-17(F)(1)	Shall	Requirements for medications upon resident's transfer, discharge - upon order sent or arranged when temporarily absent from the home	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-17(F)(2)	Shall	Requirements for medications upon resident's transfer, discharge - sent with resident upon order	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-17(F)(2)	Shall	Requirements for medications upon resident's transfer, discharge - if no order, returned to home or disposed of in accordance with applicable law	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-17(F)(3)	Shall	Requirements for medications upon resident's death - returned to pharmacy or disposed of in accordance with applicable laws	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-17(H)	Shall	Requirements related to controlled substances	3721.04	No, general rulemaking authority	Yes, both state and federal law
3701-17-17(I)	Shall	Requires that a resident's pharmaceutical needs are met and that the drug regimen of each resident is reviewed and documented at least once a month by a pharmacist	3721.04	Yes, state law	Yes, state law
3701-17-17(J)	Shall	Requires cooperation between the home and hospice when ordering medications for residents receiving hospice care	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-18(A)	Shall	Requires homes to have a kitchen or food service area to prepare food for residents.	3721.04	Yes, state law	Yes, state law
3701-17-18(A)	Shall	The nursing home shall develop and implement a policy addressing its method for accommodating religious, ethnic and cultural and personal preferences	3721.04	Yes, state law	Yes, state law
3701-17-18(B)	Shall	Requires food be kept/prepared in accordance with food safety standards	3721.04	Yes, state law	Yes, state law

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3701-17-18(C)	Shall	Requires that the home provide at least 3 meals to residents that meet their nutritional needs	3721.04	Yes, state law	Yes, state law
3701-17-18(C)	Shall	The meals shall be varied and meet the nutritional needs of the residents and be capable of providing the dietary referenced intake of the "Food and Nutrition Board" of the "National Academy of Science."	3721.04	Yes, state law	Yes, state law
3701-17-18(C)	Shall	There shall be no more than sixteen hours between the evening meal and breakfast.	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-18(C)	Shall	Each nursing home shall offer a nourishing snack, consisting of a choice of beverages and a food item from a basic food group, after the evening meal.	3721.04	Yes, state law	Yes, state law
3701-17-18(C)	Shall	Food substitutes of similar nutritive value shall be offered to residents who refuse the food served and serving size may be adjusted according to resident preference.	3721.04	Yes, state law	Yes, state law
3701-17-18(C)	Shall	The nursing home shall accommodate a resident's preference or medical need to eat at different intervals.	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-18(E)	Shall	Requires homes to maintain sufficient food supplies for it's resident census	3721.04	Yes, state law	Yes, state law

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3701-17-18(E)	Shall	maintain at least two days' supply of perishable food items and at least one week's supply of staple food items	3721.04	Yes, state law	Yes, state law
3701-17-18(E)	Shall	The amount of such supplies shall be based on the number of meals that the nursing home provides and the nursing home's census	3721.04	Yes, state law	Yes, state law
3701-17-18(F)	Shall	Requires menus to be planned by a dietitian	3721.04	Yes, state law	Yes, state law
3701-17-18(F)	Shall	Requires maintain records for all meals, including therapeutic diets, as served	3721.04	Yes, state law	Yes, state law
3701-17-18(F)	Shall	The meal records shall be kept on file in the nursing home for at least three months after being served and made available to the director upon request	3721.04	Yes, state law	Yes, state law
3701-17-18(F)	Shall	The records shall indicate the date that each meal was served along with any food substitutions from the menu.	3721.04	Yes, state law	Yes, state law
3701-17-18(G)	Shall	Requires safe, palatable drinking water be available.	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-18(H)	Shall	Requirements related to diets	3721.04	Yes, state law	Yes, state law
3701-17-18(I)	Shall	Requires homes to monitor resident nutritional intakes and to make adjustments as needed	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-18(I)	Shall	Requires homes notify physician of any undesired weight change	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-18(J)	Shall	Requires a full-time, part-time, or consultant dietitian and food service manager	3721.04	Yes, state law	Yes, state law
3701-17-18(J)	Shall	Requires a food service manager if the home has no full-time dietitian	3721.04	Yes, state law	Yes, state law
3701-17-18(J)	Shall	The part-time or consultant dietitian, at a minimum, shall consult monthly, or sooner, if needed, with the food service manager.	3721.04	Yes, state law	Yes, state law
3701-17-18(J)	Shall	Requires homes to ensure that the dietitian performs the assessment, monitoring and evaluation functions	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-18(K)	Shall	Requirements related to tube feedings and parenteral nutrition	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-18(K)	Shall not	tube feedings shall not be used for convenience or when in conflict with treatment decisions, or a resident's advance directive	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-19(A)	Shall	Requires the home to maintain records and reports	3721.04	Yes, state law	Yes, state law
3701-17-19(A)(1)	Shall	Requires the home to maintain resident medical records	3721.04	Yes, state law	Yes, state law
3701-17-19(A)(1)	Shall	Resident medical records to be started upon admission	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-19(A)(1)	Shall	Resident medical records contents	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-19(A)(1)(e)	Shall	Resident medical records contents - include refusal of treatment and services	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-19(A)(1)(h)	Shall	Resident medical records contents - Photograph of the resident updated annually, with consent of the resident	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-19(A)(2)	Shall	Maintain all records required by state and federal laws and regulations, as to the purchase, delivery, dispensing, administering, and disposition of all controlled substances including unused portions	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-19(A)(3)	Shall	Maintain a record of all residents admitted to or discharged from the nursing home	3721.04	Yes, state law	Yes, state law
3701-17-19(B)	Shall	Requires the home to keep staffing records	3721.04	Yes, state law	Yes, state law
3701-17-19(B)	Shall	Current home address of staff in employee files	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-19(C)	Shall	Required records and reports shall be prepared when required	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-19(C)	Shall	Requires records and reports to be made available to the Director upon request	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-19(C)(1)	Shall	Requirements for maintainance of records and reports	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-19(C)(1)(a)	Shall	Requires records and reports to maintained against loss, destruction, or unauthorized use and store them in a manner that protects and ensures confidentiality	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-19(C)(1)(b)	Shall	The home shall maintain the records and reports for seven years following the date of the resident's discharge	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-19(C)(1)(b)	Shall	The home shall maintain the records and reports for 3 years past date of majority or for 7 years if resident is a minor	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-19(C)(1)(c)	Shall	Upon closure of the home, the operator shall provide and arrange for the retention of records and reports in a secured manner for not less than seven years.	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-19(C)(1)(c)	Shall	Upon closure, operator shall notify director where records will be stored	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-19(C)(2)	Shall	The nursing home shall maintain all other records and reports required by rules 3701-17-01 to 3701-17-26 of the Administrative Code for seven years.	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-19(C)(3)	Shall	Upon the request of the resident or former resident, or the resident's or former resident's legal representative, the nursing home shall provide access to the resident's medical record	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-19(D)	Shall	Requires the employee criminal history log to be maintained and made available in accordance with 3701-13	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-19(E)	Shall	Requires records to be transferred to the new operator upon change of ownership	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-20(A)	Shall	Disallows smoking where oxygen is stored or used	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-20(B)	Shall	Requires posting of "No Smoking" signs where oxygen is used or stored	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-20(C)	Shall	Requirements for provision of resident smoking spaces	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-20(C)	Shall	Nursing homes that allow outdoor resident smoking shall make accommodations for residents during adverse weather conditions.	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-2(C)(1)	Shall	The nursing home shall not designate as resident smoking areas the dining and recreation area or room, resident rooms, and areas or rooms where oxygen is stored	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-20(C)(2)	Shall	The nursing home shall post smoking signs at all designated resident smoking areas	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-2(C)(2)	Shall	The nursing home shall take reasonable precautions to ensure the safety of all residents when residents smoke.	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-20(D)	Shall	If a nursing home establishes no-smoking policy, the nursing home shall continue to accommodate the needs of smokers living in the home on the effective date of the smoke-free policy	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-20(E)	Shall	Ash trays, waste baskets or containers where burnable materials may be placed shall not be made of materials which are flammable, combustible or capable of generating quantities of smoke or toxic gases.	3721.04	Yes, state law	Yes, state law
3701-17-20(E)	Shall	Requires ashtrays, waste baskets, or containers where burnable materials may be placed to be non-flammable or non combustible.	3721.04	Yes, state law	Yes, state law
3701-17-20(F)	Shall	Requires ash trays to be provided where smoking is permitted	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-20(F)	Shall	These ash trays shall be either self-closing or have a cigarette island in the middle	3721.04	Yes, state law	Yes, state law
3701-17-20(F)	Shall not	shall not have any cigarette holders located around the outside rim of the tray.	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-21(A)	Shall	For homes in use on or after 1964, requires at least one room for both resident dining and activities	3721.04	Yes, state law	Yes, state law
3701-17-21(A)	Shall	For homes in use on or after 1964, requires at least one room for both resident dining and activities used for no other purposes than dining and recreation by the residents	3721.04	Yes, state law	Yes, state law
3701-17-21(A)	Shall	For homes in use on or after 1964, requires at least one room for both resident dining and activities be so located and of such size as to meet the needs of the residents	3721.04	Yes, state law	Yes, state law
3701-17-21(A)	Shall not	For homes in use on or after 1964, requires at least one room for both resident dining and activities shall not be used for adult day care participants or residential care facility residents unless the home meets the square footage requirements	3721.04	Yes, state law	Yes, state law
3701-17-21(A)	Shall	Any building occupied as a nursing home on December 22, 1964 that is discontinued for such use, shall, if such use is resumed, comply with paragraph (C) of this rule.	3721.04	Yes, state law	Yes, state law

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3701-17-21(B)	Shall	For homes in use on or after 1964 until 2002, requires at least one room for resident dining and activities	3721.04	Yes, state law	Yes, state law
3701-17-21(B)	Shall	For homes in use on or after 1964 until 2002, requires at least one room for resident dining and activities used for no other purpose	3721.04	Yes, state law	Yes, state law
3701-17-21(B)	Shall	For homes in use on or after 1964 until 2002, requires at least one room for resident dining and activities for 25 square feet for 75% of the homes' capacity	3721.04	Yes, state law	Yes, state law
3701-17-21(B)	Shall	Any building licensed by the state as a nursing home on or after December 22, 1964 that is discontinued for such use, shall, if such use is resumed, comply with paragraph (C) of this rule.	3721.04	Yes, state law	Yes, state law
3701-17-21(B)	Shall	Each nursing home that shares the dining and recreation room or area with participants of an adult day-care program, residents of a residential care facility, or both, shall provide an additional twenty-five square feet per participant, resident, or both, for seventy-five per cent of the total number of adult day-care program participants, the licensed capacity of the residential care facility, or both	3721.04	Yes, state law	Yes, state law
3701-17-21(C)	Shall	For homes in use after 2002, requires a room or suitable area to be use as a dining room	3721.04	Yes, state law	Yes, state law

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3701-17-21(C)	Shall	For homes in use after 2002, requires a separate recreation room	3721.04	Yes, state law	Yes, state law
3701-17-21(C)(1)	Shall	For homes in use after 2002, requires a separate dining room with 25 square feet per resident, with provide an additional twenty-five square feet per participant, resident, or both, for the total number of adult day-care program participants, the licensed capacity of the residential care facility, or both	3721.04	Yes, state law	Yes, state law
3701-17-21(C)(2)	Shall	For homes in use after 2002, recreation room with 25 square feet for 75% of residents, with an additional twenty-five square feet per participant, resident, or both, for seventy-five per cent of the total number of adult day-care program participants, the licensed capacity of the residential care facility, or both	3721.04	Yes, state law	Yes, state law
3701-17-21(C)	Shall	For homes in use after 2002, requires a separate dining room with 25 square feet per resident and recreation room with 25 square feet for 75% of residents	3721.04	Yes, state law	Yes, state law
3701-17-21(D)	Shall	Every nursing home shall employ methods and have adequate facilities and supplies for clean and soiled laundry in accordance with prevailing infection control practices	3721.04	Yes, state law	Yes, state law
3701-17-21(E)	Shall	Requires bathrooms and toilet rooms conform to the Ohio Building Code	3721.04	Yes, state law	Yes, state law
3701-17-21(F)	Shall	Requires bathroom and toilet rooms to ensure resident privacy and dignity	3721.04	Yes, state law	Yes, state law

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3701-17-21(G)	Shall	Requires bathroom and toilet rooms to be kept clean and in good repair	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-21(G)	Shall	Requires bathroom and toilet rooms to be provided with a supply of toilet tissue	3721.04	Yes, state law	Yes, state law
3701-17-21(G)	Shall	Requires hand washing basins to be provided with a soap dispenser	3721.04	Yes, state law	Yes, state law
3701-17-21(G)	Shall	Requires bathroom and toilet rooms to be designed or equipped to assure full visual privacy for each resident	3721.04	Yes, state law	Yes, state law
3701-17-21(H)	Shall	Requires grab rails and safety devices to be kept in good repair	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-21(I)	Shall	For homes post-2001, requires a toilet room for each resident sleeping compartment and allows 2 residents to share the toilet room	3721.04	Yes, state law	Yes, state law
3701-17-22(A)	Shall	Requires homes to comply with the Ohio Building Code	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-22(A)	Shall	Requires homes to have a certificate of use	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-22(B)	Shall	Requires plumbing to be free of leaks and odors and reasonably insure resident health and safety	3721.04	Yes, state law	Yes, state law
3701-17-22(B)	Shall	Requires plumbing fixtures in buildings converted into nursing homes after September 10, 1984 shall conform to the applicable provisions of the Ohio building code	3721.04	Yes, state law	Yes, state law
3701-17-22(C)	Shall	Requires hot and cold water running water in lavatories, bathing facilities and showering facilities.	3721.04	Yes, state law	Yes, state law
3701-17-22(C)	Shall	Requires water running water in lavatories, bathing facilities and showering facilities to be regulated by approved devices for temperature control	3721.04	Yes, state law	Yes, state law
3701-17-22(C)	Shall	Requires hot water to be a minimum of one hundred five degrees Fahrenheit and not exceed one hundred and twenty degrees Fahrenheit	3721.04	Yes, state law	Yes, state law
3701-17-22(D)	Shall	Requires water provided by the home to be clean	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-22(D)	Shall	Requires water provided by the home to be taken from a public supply if available	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-22(D)	Shall	Requires water provided by the from a source other than a public supply meet the requirements for private water systems	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-22(E)	Shall	Liquid sewage disposed in a public sanitary sewerage system, if available	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-22(E)	Shall	Liquid sewage where a public sanitary sewerage system is not available, discharged into a sewage disposal system that meets the requirements of a private household sewage disposal system	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-22(E)	Shall	The nursing home shall properly maintain its sewage disposal system in good, safe working condition.	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-22(F)	Shall	HVAC maintained in good working and safe condition	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-22(G)	Shall	Building and grounds maintained in a clean and orderly manner	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-22(H)	Shall	Garbage and refuse - disposed of immediately	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-22(H)	Shall	Garbage and refuse - stored in a leak-proof container with tight fitting cover	3721.04	Yes, state law	Yes, state law
3701-17-22(H)	Shall	Garbage and refuse - disposed of in a satisfactory manner	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-22(I)	Shall	Requirements related to prevention of infestation by insects, rodents, or other pests	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-22(J)	Shall	Requirements related to the extermination of insects, rodents, and other pests	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-22(K)	Shall	Prohibition against the use of overhead paging	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-22(K)	Shall	Written policy regarding the homes' use of overhead paging made available to staff, residents, and residents' families	3721.04	Yes, state law	Yes, state law

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3701-17-23(A)	Shall	For homes in use since pre-1964 - single occupancy 80 square feet habitable floor space	3721.04	Yes, state law	Yes, state law
3701-17-23(A)	Shall	For homes in use since pre-1964 - multiple occupancy 80 square feet habitable floor space per person	3721.04	Yes, state law	Yes, state law
3701-17-23(A)	Shall	For homes in use since pre-1964 that cease operation, if such use is resumed, comply with paragraph (B) of this rule	3721.04	Yes, state law	Yes, state law
3701-17-23(B)	Shall	For homes post-1964, single occupancy - 100 square feet per sleeping compartment	3721.04	Yes, state law	Yes, state law
3701-17-23(B)	Shall	For homes post-1964, multiple occupancy - 80 square feet per resident	3721.04	Yes, state law	Yes, state law
3701-17-23(B)	Shall	In every building occupied as a nursing home on December 22, 1964, every room added for sleeping purposes shall comply with this paragraph.	3721.04	Yes, state law	Yes, state law
3701-17-23(C)	Shall	For homes pre-2002, allows up to 4 residents per sleeping compartment	3721.04	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-17-23(C)	Shall	Any building licensed by the state as a nursing home on or after December 22, 1964 that is discontinued for such use, shall, if such use is resumed, comply with paragraph (D) of this rule.	3721.04	Yes, state law	Yes, state law
3701-17-23(D)	Shall	For homes post-2002, allows up to 2 residents per sleeping compartment	3721.04	Yes, state law	Yes, state law
3701-17-23(D)	Shall	For homes post-2002, every room occupied for sleeping purposes by residents designed to assure full visual privacy	3721.04	Yes, state law	Yes, state law
3701-17-24(B)	Shall	Requires temperatures to be maintained between 71-81 degrees in residents areas	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-24(C)	Shall	A nursing home is to take appropriate intervention if a resident's desired temperature level adversely affects or has potential for adversely affecting the health and safety of the resident	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-24(D)	Shall	Requires the development of policies and procedures to implement when temperatures go beyond the acceptable range	3721.04	Yes, state law	Yes, state law
3701-17-24(D)	Shall	Requires the policies and procedures to be signed by the medical director	3721.04	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-17-24(D)	Shall	Requires the of policies and procedures to include identification of other sites to which residents can be transferred and interim remedies	3721.04	Yes, state law	Yes, state law
3701-17-24(E)	Shall	Requires the home to take action to ensure the health and safety of residents when the temperature falls outside the acceptable range	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-24(E)	Shall	Requires the home to document action taken when the temperature falls outside the acceptable range	3721.04	Yes, state law	Yes, state law
3701-17-24(E)	Shall	Requires the home to maintain the documentation onsite	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-24(F)	Shall	Requires the home to maintain arrangements with an HVAC company for emergency service	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-24(F)	Shall	Requires the home to maintain arrangements with an HVAC company for emergency service	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-24(F)	Shall	Requires the home to maintain documentation of HVAC arrangements	3721.04	No, general rulemaking authority	No, general rulemaking authority

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3701-17-24(F)	Shall	Requires the home to ensure repairs are made in 48 hours or less	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-24(F)	Shall	Requires the home, if repairs cannot be made in 48 hours or less, to implement emergency protocols	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-24(F)	Shall	Requires the home to ensure repairs are made as soon as possible after implementing emergency protocols	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-25(A)	Shall	Disaster preparedness plan required	3721.04	Yes, state law	Yes, state law
3701-17-25(A)	Shall	Disaster preparedness plan - readily available	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-25(A)	Shall	Staff, consultants, volunteers trained on disaster preparedness plan	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-25(A)	Shall	Requirements of plan	3721.04	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-17-25(B)	Shall	Fire drills	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-25(B)	Shall	Fire drills - Twelve fire exit drills, one conducted on each shift at least every three months to familiarize staff members and residents with signals, evacuation procedures and emergency action required under varied times and conditions	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-25(B)	Shall	Fire drills - include the transmission of a fire alarm signal to the appropriate fire department or monitoring station, verification of receipt of that signal, and simulation of emergency fire conditions	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-25(B)	Shall	Fire drills - alarm system that is not capable of sending a fire alarm signal if an audible alarm is not used shall transmit a fire alarm signal and verify receipt of that signal no more than twelve hours after the coded announcement	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-25(B)	Shall	Reset the alarms after each drill	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-25(B)	Shall	Written record and evaluation of each drill	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-25(B)	Shall	At least two disaster preparedness drills per year	3721.04	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-17-25(B)	Shall	At least two disaster preparedness drills per year, one of which shall be a tornado drill	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-25(B)	Shall	Tornado drill occur during the months of March through July	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-25(B)	Shall	Investigate and take corrective action for all problems encountered in the drills	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-25(C)	Shall	Written evaluation of drills	3721.04	Yes, state law	Yes, state law
3701-17-25(C)	Shall	Written evaluation of drills - records maintained for 3 years	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-25(D)	Shall	Requires a floor plan with emergency exits, etc., marked	3721.04	Yes, state law	Yes, state law
3701-17-25(E)	Shall	Requires annual fire prevention training for all staff	3721.04	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-17-25(E)	Shall	Requires require all staff members to be periodically instructed in the home's fire control and evacuation and disaster procedures and kept informed of their duties under the evacuation plan	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-25(F)	Shall	Requires monthly fire safety inspection	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-25(F)	Shall	Requires monthly fire safety inspection recorded on a form prescribed by the director	3721.04	Yes, state law	Yes, state law
3701-17-25(G)	Shall	Requires installation of Carbon monoxide alarms or detectors	3721.04	Yes, state law	Yes, state law
3701-17-25(G)	Shall	Requires installation of CO detection equipment on the ceiling of each room containing a permanently installed fuel-burning appliance and in a central location on every habitable level and in every heating/ventilation/air conditioning zone of the building	3721.04	Yes, state law	Yes, state law
3701-17-26(A)	Shall	Does not require the director to grant a variance request	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-26(B)	Shall	Variance request to be made in writing	3721.04	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-17-26(C)	Shall	Requires the director to notify the operator of the director's determination regarding a variance request	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-26(C)	Shall	The director may establish conditions for the variance	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-26(D)	Shall	Requires notice to an operator if the director revokes a variance	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-26(E)	Shall	Refusal of the director to grant or revoke a variance or waiver, in whole or in part, is final	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-17-26(E)	Shall not	Director's determination does not create Chapter 119. hearing rights	3721.04	No, general rulemaking authority	No, general rulemaking authority
3701-18-02	Shall	Designation of other for approval of training programs	3721.3	Yes, state law	Yes, both state and federal law
3701-18-02(A)	Shall	Items required to be filed with designee	3721.3	Yes, state law	Yes, both state and federal law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-18-02(B)	Shall	Designee perform acts designated by director	3721.3	Yes, state law	Yes, both state and federal law
3701-18-02(B)	Shall	Director perform acts not designated	3721.3	Yes, state law	Yes, both state and federal law
3701-18-02(C)	Shall	Designee conducting the state test has to be a national testing service	3721.3	Yes, state law	Yes, both state and federal law
3701-18-03(A)	Shall	Each training program inspected prior to approval	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-03(A)	Shall	Unannounced inspections at least once every approval period	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-03(A)	Shall	Training program with violations to submit the plan within ten business days after receiving notice of the violation	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-03(B)	Shall	Provide information regarding approved programs to anyone upon request	3721.30	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-18-03(C)	Shall	Requires revocation or denial of approval for nurse aide training programs that refuse to allow inspection or cannot be approved in accordance with 3701-18-06.	3721.30	Yes, state law	Yes, both state and federal law
3701-18-03(C)	Shall	Allows students in a nurse aide training program that is being revoked to finish the program.	3721.30	Yes, state law	Yes, both state and federal law
3701-18-03(D)	Shall	Requires denial, suspension or revocation to go through the US Department of Health and Human Services appeals process rather than 119.	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-03(D)	Shall	Notification to US Department of Health and Human Services	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-03(D)	Shall	Appeals process governed by US Department of Health and Human Services	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-04(A)	Shall	Requires the submission of an application	3721.30	Yes, state law	Yes, state law
3701-18-04(A)	Shall	Requires the submission of documentation with an application	3721.30	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-18-04(B)	Shall	Require a completed application and attachments	3721.30	Yes, state law	Yes, state law
3701-18-04(C)	Shall	Requires the application fee, documentation that personnel meet requirements, and the location of the training program	3721.30	Yes, state law	Yes, state law
3701-18-04(C)	Shall	Requires each training program to have a curriculum plan	3721.30	Yes, state law	Yes, state law
3701-18-04(C)	Shall	Requires each training program to summarize content of textbooks being utilized	3721.30	Yes, state law	Yes, state law
3701-18-04(C)	Shall	Requires each training program to certify it is using a previously approved curriculum or summarize changes to previous plan	3721.30	Yes, state law	Yes, state law
3701-18-04(C)	Shall	Curriculum plan to include who is teaching which standards	3721.30	Yes, state law	Yes, state law
3701-18-04(E)	Shall	Requires a separate application from each applicant that desires to provide multiple programs	3721.30	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-18-04(E)	Shall	Primary instructors who teach at multiple programs must meet requirements of 3701-18.	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-04(F)	Shall	Require applicants to provide any additional information requested by the director	3721.30	Yes, state law	Yes, state law
3701-18-04(G)	Shall	Does not allow an applicant to obtain or attempt to obtain approval of a training program fraudulently or deceptively	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-05(A)	Shall	Requires approved nurse aide training programs to file for reapproval	3721.30	Yes, state law	Yes, state law
3701-18-05(A)	Shall	Required documentation for application	3721.30	Yes, state law	Yes, state law
3701-18-05(B)	Shall	Sets forth requirements for contents of reapproval application	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-05(C)	Shall	Requires reapproval application to be submitted electronically	3721.30	No, general rulemaking authority	No, general rulemaking authority

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3701-18-05(C)	Shall	Required contents of application	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-05(D)	Shall	Require applicants to provide any additional information requested by the director	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-05(D)	Shall	Director to provide written notice of denial or reapproval	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-05(E)	Shall	Does not allow an applicant to obtain or attempt to obtain reapproval of a training program fraudulently or deceptively	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-06(A)	Shall	Requires the director to approve applications that meet applicable requirements	3721.30	Yes, state law	Yes, state law
3701-18-06(C)	Shall not	Does not allow the Director to approve or reapprove a training program under certain circumstances	3721.30	Yes, state law	Yes, state law
3701-18-06(D)	Shall	Requires the director to consider, among other things, the pass rate of the training program, when considering reapproval	3721.30	No, general rulemaking authority	No, general rulemaking authority

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3701-18-06(E)	Shall	Requires the Director to reapprove a training program when they meet certain conditions	3721.30	Yes, state law	Yes, state law
3701-18-06(E)	Shall not	Requires the Director to reapprove a training program when they meet certain conditions	3721.30	Yes, state law	Yes, state law
3701-18-06.1(A)	Shall	Director cannot revoke and an approved program that maintains compliance with the ORC and OAC	3721.30	Yes, state law	Yes, state law
3701-18-06.1(B)	Shall	Requires approved programs to report various information to the director electronically	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-06.1(C)	Shall	Requires an approved program to notify the director prior to ceasing training activities	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-06.1(C)	Shall	Notification to include statement of disposition of records and a final report	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-06.1(C)	Shall	Notification to include documentation that students will complete training at another approved training program	3721.30	No, general rulemaking authority	No, general rulemaking authority

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3701-18-06.1(D)	Shall	Requires approved programs to notify the Director prior to beginning the program	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-06.1(D)	Shall	Notification to include times each subject is addressed	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-06.1(D)	Shall	Notification to include locations of classroom and clinical sites	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-06.1(D)	Shall	Training programs to notify director if any program is cancelled	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-06.1(E)	Shall	Requires programs to provide the director any additional information	3721.30	Yes, state law	Yes, state law
3701-18-06.1(F)	Shall	Requires approved programs to allow the director access to its facilities	3721.30	Yes, state law	Yes, state law
3701-18-06.1(H)	Shall	Requires an approved program to issue a certificate of completion to students who pass the training program	3721.30	No, general rulemaking authority	No, general rulemaking authority

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3701-18-06.1(H)	Shall	Storage to be provided for the documents to protect them against loss, theft, destruction, and unauthorized use.	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-06.1(I)	Shall	Requires and approved training program to comply with various federal anti-discrimination laws.	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-08(A)	Shall	Requires each approved program to comply with the special requirements in this rule	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-08(B)	Shall	Requires each approved program to maintain a written agreement with a nursing home for the clinical portion of the course	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-08(B)	Shall	Requirements for clinical site	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-08(C)	Shall	Requires each approved TCEP to ensure that each trainee is identified clearly as a trainee during all of the clinical experience portion of the program	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-08(D)	Shall	Requirements relating to absences	3721.30	No, general rulemaking authority	No, general rulemaking authority

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3701-18-08(D)	Shall	Students to wear nametags designating them as a trainee	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-08(E)	Shall	Bars cheating or disruptive behavior in a approved program	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-08(F)	Shall	Requires an approved program to set up a evaluation of the program by students	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-08(G)	Shall	Requires each approved program to provide the forms for registration for the state test to students	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-08(H)	Shall	Requirements related to reimbursement of student tuition and a bar of charges to students in a facility-based training program.	3721.30	No, general rulemaking authority	Yes, state law
3701-18-09(A)	Shall	Requires an approved program to have a qualified program coordinator	3721.30	Yes, state law	Yes, state law
3701-18-09(A)	Shall	Requires an approved program to have a written agreement with a qualified program coordinator	3721.30	Yes, state law	Yes, state law

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3701-18-09(A)	Shall	Requirements when an qualified program coordinator leaves a training program	3721.30	Yes, state law	Yes, state law
3701-18-09(B)	Shall	Program coordinator requirements - valid registered nurse license	3721.30	Yes, state law	Yes, state law
3701-18-09(B)	Shall	Program coordinator requirements - in facility-based programs, PC cannot serve as primary instructor	3721.30	Yes, state law	Yes, state law
3701-18-09(B)	Shall	Program coordinator requirements - two years experience, 1 of which is in a LTC setting	3721.30	Yes, state law	Yes, state law
3701-18-09(B)	Shall	Program coordinator requirements - Successful completion of a Train-the-Trainer program	3721.30	Yes, state law	Yes, state law
3701-18-09(B)	Shall	Program coordinator requirements - Alternative method of approval for individual serving as Program Coordinator since 1989.	3721.30	Yes, state law	Yes, state law
3701-18-09(B)	Shall	Program coordinator requirements - individuals serving as Program Coordinator since 1993 who have not lapsed for 24 months are considered to be approved PCs.	3721.30	Yes, state law	Yes, state law

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3701-18-09(C)	Shall	Responsibilities of a program coordinator	3721.30	Yes, state law	Yes, state law
3701-18-09(D)	Shall	Requires approved programs to have qualified primary instructors	3721.30	Yes, state law	Yes, state law
3701-18-09(E)	Shall	Requires an approved program to have a sufficient number of primary instructors for the classroom and clinical portion of the training.	3721.30	Yes, state law	Yes, state law
3701-18-09(E)	Shall	Primary instructors - Current valid license as an RN or LPN	3721.30	Yes, state law	Yes, state law
3701-18-09(E)	Shall	Primary instructors - RN with two years experience in caring for elderly persons	3721.30	Yes, state law	Yes, state law
3701-18-09(E)	Shall	Primary instructors - LPN with two years experience in caring for elderly persons in a long term care setting	3721.30	Yes, state law	Yes, state law
3701-18-09(E)	Shall	Primary instructors - RN or LPN to meet experience requirements unless granted a waiver	3721.30	Yes, state law	Yes, state law

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3701-18-09(F)	Shall	Requirements to serve as a program coordinator or primary instructor	3721.30	Yes, state law	Yes, state law
3701-18-09(G)	Shall	Any waiver request for primary instructors be made in writing	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-09(H)	Shall	Requires personal supervision by the program coordinator or primary instructor during the clinical portion of the training.	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-09(I)	Shall not	Guest lecturers - cannot conduct any clinical testing	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-09(I)	Shall	Guest lecturers - registered, certified, or licensed to practice in his or her area of expertise in Ohio or shall otherwise appropriately qualified	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-09(I)	Shall not	Guest lecturers - have knowledge of current developments relevant to the instruction he or she will provide	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-09(I)	May not	Limitation on number of training hours that can be provided by guest lecturers	3721.30	No, general rulemaking authority	No, general rulemaking authority

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3701-18-09(J)	Shall	Guest lecturers - Nurse aides must have experience in area of instruction	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-09(J)	Shall	Guest lecturers - direct care instruction, have 1 year of experience caring for the elderly or chronically ill	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-09(J)	Shall	Guest lecturers - cannot supervise any clinical training	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-09(K)	Shall	Instruction thorough videotapes or electronic media - instructor present to answer questions and facilitate discussion	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-09(K)	Shall not	Limitation on number of training hours that can be provided by videotapes and electronic media	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-10	Shall	Requirements related to spaces and equipment available to students.	3721.30	Yes, state law	Yes, state law
3701-18-10	Shall	Physical facilities used by training program to meet state and local building codes	3721.30	Yes, state law	Yes, state law

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3701-18-11(A)	Shall	Record-keeping - two years at program address	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-11(A)	Shall	Record-keeping - kept in area that is readily accessible and able to be locked	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-11(A)	Shall	Record-keeping - kept confidential	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-11(A)	Shall not	Record-keeping - cannot be released without consent	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-11(B)	Shall	Records are to be retained	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-11(B)	Shall	Resume of each PC, PI and guest lecturer, including documentation of qualifications	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-12(A)	Shall	Sets forth training length and curriculum	3721.30	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-18-12(A)	Shall	Curriculum to address each area identified in State Nurse Aide Curriculum	3721.30	Yes, state law	Yes, state law
3701-18-12(A)	Shall	Curriculum to address day-to-day attitudes and behaviors that promote the healthy functioning of residents, both physically and emotional	3721.30	Yes, state law	Yes, state law
3701-18-12(A)	Shall	Curriculum to focus on making resident's as independent as possible	3721.30	Yes, state law	Yes, state law
3701-18-12(A)	Shall	Curriculum to address needs of various populations and illnesses	3721.30	Yes, state law	Yes, state law
3701-18-12(A)	Shall	Curriculum to include consideration of ethnic, racial, and cultural factors that affect the provision of care in a long-term care facility	3721.30	Yes, state law	Yes, state law
3701-18-12(A)	Shall	Facility-based training programs to adapt the content of the classroom instruction and clinical experience to the facility's specific resident population	3721.30	Yes, state law	Yes, state law
3701-18-12(A)	Shall	Training programs to provide trainees with 16 hours of classroom instruction prior to allowing direct contact with residents	3721.30	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-18-12(A)	Shall	Training programs to provide a minimum of 59 hours of instruction	3721.30	Yes, state law	Yes, state law
3701-18-12(A)	Shall	Training programs to provide 16 to 25 hours of clinical experience	3721.30	Yes, state law	Yes, state law
3701-18-12(A)	Shall	Topics to be addressed in the required 59 hours	3721.30	Yes, state law	Yes, state law
3701-18-12(A)	Shall not	Orientation and testing time do not count toward the required hours of training	3721.30	Yes, state law	Yes, state law
3701-18-12(B)	Shall	Requires approved programs to establish objective, measurable criteria for each curriculum component	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-12(B)	Shall	objective, measurable criteria to be reviewed with each trainee	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-13(A)	Shall	Requires each approve program to have a competency evaluation to measure students through skills testing	3721.30	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-18-13(A)	Shall not	Laboratory simulation does not count toward required clinical time	3721.30	Yes, state law	Yes, state law
3701-18-13(B)	Shall	Requires program coordinator or primary instructor to sign off on a student's skills demonstration	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-13(C)	Shall	Requires an approved program to test students on a variety of skill tasks	3721.30	Yes, state law	Yes, state law
3701-18-13(D)	Shall	Requires the primary instructor or program coordinator to be physically present for skills testing and clinical experience monitoring.	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-13(D)	Shall not	Guest lecturers cannot perform skills testing	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-13(D)	Shall	The program coordinator of a facility-based program who is also the facility's director of nursing cannot perform skills testing	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-13(E)	Shall	Standards for successful completion of a training program	3721.30	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-18-14(A)	Shall	Requires the submission of an application	3721.30	Yes, state law	Yes, state law
3701-18-14(A)	Shall	Requires the submission of documentation with an application	3721.30	Yes, state law	Yes, state law
3701-18-14(B)	Shall	Require a completed application and attachments	3721.30	Yes, state law	Yes, state law
3701-18-14(C)	Shall	Requires the application fee, documentation that personnel meet requirements, and the location of the train-the-trainer	3721.30	Yes, state law	Yes, state law
3701-18-14(C)	Shall	Requires each train-the-trainer to have a curriculum plan	3721.30	Yes, state law	Yes, state law
3701-18-14(C)	Shall	Requires each train-the-trainer to summarize content of textbooks being utilized	3721.30	Yes, state law	Yes, state law
3701-18-14(C)	Shall	Requires each train-the-trainer to certify it is using a previously approved curriculum or summarize changes to previous plan	3721.30	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-18-14(C)	Shall	Curriculum plan to include who is teaching which standards	3721.30	Yes, state law	Yes, state law
3701-18-14(E)	Shall	Requires a separate application from each applicant that desires to provide multiple programs	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-14(E)	Shall	Primary instructors who teach at multiple programs must meet requirements of 3701-18.	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-14(F)	Shall	Require applicants to provide any additional information requested by the director	3721.30	Yes, state law	Yes, state law
3701-18-14(F)	Shall	Requires director to mail denial or approval of application within 60 days of receipt	3721.30	Yes, state law	Yes, state law
3701-18-14(G)	Shall	Does not allow an applicant to obtain or attempt to obtain approval of a train-the-trainer fraudulently or deceptively	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-15(A)	Shall	Requires approved train-the-trainer to file for reapproval	3721.30	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-18-15(A)	Shall	Documentation required for reapproval application	3721.30	Yes, state law	Yes, state law
3701-18-15(B)	Shall	Sets forth requirements for contents of reapproval application	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-15(C)	Shall	Requires reapproval application to be submitted on a form prescribed by the director	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-15(C)	Shall	Required contents of reapproval application	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-15(D)	Shall	Require applicants to provide any additional information requested by the director	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-15(D)	Shall	Director to provide written notice of denial or reapproval	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-15(E)	Shall	Does not allow an applicant to obtain or attempt to obtain reapproval of a train-the-trainer fraudulently or deceptively	3721.30	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-18-16(A)	Shall	Requires the director to approve applications that meet applicable requirements	3721.30	Yes, state law	Yes, state law
3701-18-16(C)	Shall	Sets forth standards with which an approved train-the-trainer programs to comply	3721.30	Yes, state law	Yes, state law
3701-18-16(A)	Shall	Requires the director to approve applications that meet applicable requirements	3721.30	Yes, state law	Yes, state law
3701-18-16(E)	Shall	Requires the Director to reapprove a train-the-trainer program when they meet certain conditions	3721.30	Yes, state law	Yes, state law
3701-18-16(E)	Shall not	Requires the Director to reapprove a train-the-trainer program when they meet certain conditions	3721.30	Yes, state law	Yes, state law
3701-18-16(A)	Shall	Director cannot revoke and an approved program that maintains compliance with the ORC and OAC	3721.30	Yes, state law	Yes, state law
3701-18-16(C)	Shall	Programs to maintain compliance with ORC and OAC provisions	3721.30	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-18-16(C)	Shall	Requires an approved program to notify the any change in faculty or classroom site	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-16(C)	Shall	Notification of changes to be in writing ten days prior to change	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-16(C)	Shall	Requires an approved program to notify the director prior to ceasing training activities	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-16(C)	Shall	Notification to include statement of disposition of records and a final report	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-16(C)	Shall	Notification to include documentation that students will complete train-the-trainer at another approved train-the-trainer program	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-16(C)	Shall	train-the-trainer programs to notify director if any program is cancelled	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-16(C)	Shall	Requires programs to provide the director any additional information	3721.30	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-18-16(C)	Shall	Requires approved programs to allow the director access to its facilities	3721.30	Yes, state law	Yes, state law
3701-18-16(D)	Shall	Requires approved programs to notify the Director prior to beginning the program	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-16(C)	Shall	Notification to include times each subject is addressed	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-16(C)	Shall	Notification to include locations of classroom and clinical sites	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-16(C)	Shall	Requires an approved program to issue a certificate of completion to students who pass the train-the-trainer program	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-16(C)	Shall	Certificate of completion - content	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-16(C)	Shall	Certificate of completion for successful completion of alternative Train-the-trainer instruction	3721.30	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-18-16(C)	Shall	Requires and approved training program to comply with various federal anti-discrimination laws.	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-17(A)	Shall	Requirements relating to absences	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-17(A)	Shall	Requirement for coverage of missed materials after absences	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-17(B)	Shall	Bars cheating and disruptive behaviors	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-17(C)	Shall	Explanation of how money paid by candidates will be refunded	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-17(D)	Shall	Requires an approved train-the-trainer program to set up a evaluation of the program by students	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-17(E)	Shall not	Requires and approved train-the-trainer program to only admit qualified individuals	3721.30	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-18-17(E)	Shall not	Requires that documentation be kept regarding candidates credentials	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-18(A)	Shall	Requires and approved train-the-trainer program to have a qualified program administrator	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-18(A)	Shall	Requirements when qualified program administrator leaves - notice to director	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-18(A)	Shall	Requirements when qualified program administrator leaves - not begin a new program until a new program administrator is present	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-18(B)	Shall	Responsibilities of a program administrator	3721.30	Yes, state law	Yes, state law
3701-18-18 (C)	Shall	Requires approved programs to have qualified faculty members	3721.30	Yes, state law	Yes, state law
3701-18-18 (C)	Shall	Qualifications of faculty members	3721.30	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-18-18(D)	Shall	Responsibilities of faculty members	3721.30	Yes, state law	Yes, state law
3701-18-18(F)	Shall not	Guest lecturers - cannot conduct any training skills practice	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-18(F)	Shall	Guest lecturers - registered, certified, or licensed to practice in his or her area of expertise in Ohio or shall otherwise appropriately qualified	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-18(F)	Shall not	Guest lecturers - have knowledge of current developments relevant to the instruction he or she will provide	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-18(F)	May not	Limitation on number of training hours that can be provided by guest lecturers	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-18(G)	Shall	Instruction thorough videotapes or electronic media - instructor present to answer questions and facilitate discussion	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-18(G)	Shall not	Limitation on number of training hours that can be provided by videotapes and electronic media	3721.30	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-18-19	Shall	Physical facilities - adequate space for students	3721.30	Yes, state law	Yes, state law
3701-18-19	Shall	Physical facilities - spaces are clean and meet building and fire codes	3721.30	Yes, state law	Yes, state law
3701-18-19	Shall	Physical facilities - have adequate lighting and comfortable temperatures	3721.30	Yes, state law	Yes, state law
3701-18-19	Shall	Physical facilities - equipped adequately with audio-visual equipment and other teaching aids appropriate for a TTT program	3721.30	Yes, state law	Yes, state law
3701-18-20(A)	Shall	Record-keeping - two years at program address	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-20(A)	Shall	Storage to be provided for the documents to protect them against loss, theft, destruction, and unauthorized use.	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-20(A)	Shall	Record-keeping - kept confidential	3721.30	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-18-20(A)	Shall not	Record-keeping - cannot be released without consent	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-20(A)	Shall	Program administrator transfer records to new program administrator when leaving program	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-20(B)	Shall	Records that are to be retained	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-20(B)	Shall	Final summary report for each student	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-21(A)	Shall	Sets forth training length and curriculum	3721.30	No, general rulemaking authority	Yes, state law
3701-18-12(A)	Shall	Curriculum to address each area identified in State Train-The-Trainer Curriculum	3721.30	Yes, state law	Yes, state law
3701-18-21(A)	Shall	Training programs to provide a minimum of 28 hours of instruction	3721.30	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-18-21(A)	Shall	Topics to be addressed in the required 28 hours	3721.30	Yes, state law	Yes, state law
3701-18-21(A)	Shall	Training programs to provide additional 4 hours of instruction in topics areas listed in this rule	3721.30	Yes, state law	Yes, state law
3701-18-21(A)	Shall	Course material design and development - 2.5 hours of skills practice	3721.30	Yes, state law	Yes, state law
3701-18-21(A)	Shall	Course implementation and evaluation -1.5 hours of skills practice	3721.30	Yes, state law	Yes, state law
3701-18-21(B)	Shall	Requires approved programs to establish objective, measurable criteria for each curriculum component	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-21(B)	Shall	Objective, measurable criteria to be reviewed with each trainee	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-21(C)	Shall	Requires each approve train-the-trainer program to have an evaluation of each students training skills	3721.30	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-18-21(C)	Shall	Evaluation of students - written evaluation and evaluation of training skills	3721.30	Yes, state law	Yes, state law
3701-18-21(C)	Shall	Evaluation of students - based on objective criteria	3721.30	Yes, state law	Yes, state law
3701-18-21(C)	Shall	Evaluation of students - assessment of oral presentation	3721.30	Yes, state law	Yes, state law
3701-18-21(C)	Shall	Evaluation of students - assessment of oral presentation based on appendix standard	3721.30	Yes, state law	Yes, state law
3701-18-21(C)	Shall	Evaluation of students - assessment of sample performance objective	3721.30	Yes, state law	Yes, state law
3701-18-21(D)	Shall	Requires the approved train-the-trainer program to provide materials to is participants that would help them operate a nurse aide training program	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-21(D)	Shall	Materials to include chapter 3701-18 and the appendices thereto.	3721.30	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-18-21(D)	Shall	Materials to include any guidance issued by the director	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-21(E)	Shall	Standards for successful completion of a training program	3721.30	Yes, state law	Yes, state law
3701-18-22(A)	Shall	Requirements for a state-administered test for nurse aides	3721.30	Yes, state law	Yes, state law
3701-18-22(A)	Shall	Passing the state-administered test required to be a nurse aide	3721.30	Yes, state law	Yes, state law
3701-18-22(A)	Shall	Director may approve a state-administered test for nurse aides	3721.30	Yes, state law	Yes, state law
3701-18-22(A)	Shall	The state-administered test to include written and performance examination	3721.30	Yes, state law	Yes, state law
3701-18-22(C)	Shall	Written exam - include representative sample from the Nurse Aide Curriculum	3721.30	Yes, state law	Yes, state law

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3701-18-22(C)	Shall	Written exam - developed from a pool of test questions	3721.30	Yes, state law	Yes, state law
3701-18-22(C)	Shall	Oral exam - to include a competent testing the individual's ability to communicate job-related information	3721.30	Yes, state law	Yes, state law
3701-18-22(C)	Shall	Written exam - given in English, given in English, except that for a facility in which the predominant language of the residents is other than English, the examination may be taken orally in the predominant language used in the facility	3721.30	Yes, state law	Yes, state law
3701-18-22(D)	Shall	Performance examination - 5 skills from those covered in the curriculum	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-22(D)	Shall	Performance examination - Skills selected at random	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-22(D)	Shall	Performance examination - to include evaluation of communication and interpersonal skills	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-22(D)	Shall	Performance exam - given in English, given in English, except that for a facility in which the predominant language of the residents is other than English, the examination may be taken orally in the predominant language used in the facility	3721.30	No, general rulemaking authority	No, general rulemaking authority

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3701-18-22(E)	Shall	Sets forth the testing facility environment standards	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-22(E)	Shall	Testing cannot be done at a facility that cannot host a training program	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-22(F)	Shall	Requirements applicable to the skills testing evaluator	3721.30	No, general rulemaking authority	Yes, state law
3701-18-22(F)	Shall	One evaluator to ensure cheating does not occur	3721.30	No, general rulemaking authority	Yes, state law
3701-18-22(G)	Shall	Requires the director to tell candidates that that record of the test will be included in the Nurse Aide Registry	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-22(H)	Shall	Requires testing materials be kept confidential	3721.30	Yes, state law	Yes, state law
3701-18-22(H)	Shall	Director to maintain a system to assure compliance with confidentiality requirements	3721.30	Yes, state law	Yes, state law

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3701-18-23(B)	Shall not	Requires a candidate that fails the state test 3 times to retake a nurse aide training program	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-23(B)	Shall	Candidate who failed 3 times must pass both the written and performance portions the next time they test	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-24(A)	Shall	Requires eligible individuals to register for the state test	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-24(A)	Shall	Requires eligible individuals to provide appropriate information	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-24(A)	Shall	Requires eligible individuals to pay the testing fee	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-24(A)	Shall	Allows for components of the test to be taken in any order	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-24(C)	Shall	Registration requirement for non-facility based candidates	3721.30	No, general rulemaking authority	No, general rulemaking authority

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3701-18-24(C)	Shall	Registration requirement for facility based candidates	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-24(D)	Shall	Requirements for individuals currently employed as nurse aides	3721.30	No, general rulemaking authority	Yes, state law
3701-18-24(E)	Shall	Requires submission of documentation of successful completion of an approved training program	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-24(F)	Shall	Documentation of enrollment in nursing pre-licensure program	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-24(G)	Shall	Documentation of employment in applicable positions	3721.30	No, general rulemaking authority	Yes, state law
3701-18-24(H)	Shall	Religious objection to photographs	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-24(I)	Shall	Registration and fees for retaking components a candidate failed	3721.30	No, general rulemaking authority	No, general rulemaking authority

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3701-18-24(I)	Shall	Cannot retake until the failing score is received	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-25(A)	Shall	Submission of fees for the state test	3721.30	Yes, state law	Yes, state law
3701-18-25(A)	Shall	Fees for the state test - payment	3721.30	Yes, state law	Yes, state law
3701-18-25(D)	Shall	Submission of interpreter assistance fee if taking the test in the predominant language of the facility	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-25(E)	Shall	Bars director from charging a nurse aide a testing fee	3721.30	Yes, state law	Yes, state law
3701-18-25(E)	Shall	Requires employers to pay a nurse aides testing fee	3721.30	Yes, state law	Yes, state law
3701-18-26(A)	Shall	Requires the director to notify candidates of the time and place of their test	3721.30	No, general rulemaking authority	No, general rulemaking authority

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3701-18-26(A)	Shall	Notification done via letter or email	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-26(B)	Shall	Required documentation to be presented by candidate at the testing location to confirm identity	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-26(B)	Shall	Required documentation - birth certificate or social security card if religious objections prohibit photographs	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-26(B)	Shall	Required documentation - supporting documentation if names on presented documents do not match	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-26(B)	Shall	Sign-in prior to testing	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-26(B)	Shall	Material allowed in the testing room	3721.30	No, general rulemaking authority	No, general rulemaking authority
3701-18-27(A)	Shall	Requirements to successfully pass the state test	3721.30	Yes, state law	Yes, state law

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3701-18-27(C)	Shall	Requires director to report successful candidates to the Nurse Aide Registry within 30 days	3721.30	Yes, state law	Yes, state law
3701-18-27(C)	Shall	Director to report other information as necessary	3721.30	Yes, state law	Yes, state law
3701-18-27(C)	Shall	Director to issue failing score report	3721.30	Yes, state law	Yes, state law
3701-18-27(C)	Shall	Failing score report to advise candidates on the portions of the test the passed and failed and provide notice they have 3 opportunities to take the test	3721.30	Yes, state law	Yes, state law
3701 – 19 – 02 A	Shall	Every person or agency that proposes to provide a hospice care program must obtain a license.	3712.04	Yes, state law	Yes, state law
B	Shall	Requires hospital, nursing home, home for the aged, County medical care facility, or other health facility to obtain a license to operate hospice care program	3712.04	Yes, state law	Yes, state law
D	Shall	No entity shall hold itself out or advertising of the hospice care program unless appropriately licensed	3712.05; 3712.03	Yes, state law	Yes, state law

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D1		<u>A hospital, a home providing nursing care, or a home health agency that provides services under contract with a person or public agency providing a hospice care program that is licensed under section 3712.04 of the Revised Code and this chapter shall not be considered as providing a hospice care program in violation of paragraph (D) of this rule</u>	3712.03	Yes, state law	Yes, state law
3701 – 19 - 03 A	Shall	Application for a hospice care program license shall be made on forms prescribed by the director.	3712.03; 3712.04	Yes, state law	Yes, state law
A		Application shall include such information as the director requires, including the information prescribed by paragraph (C) of the rule.	3712.03	Yes, state law	Yes, state law
A		Application shall be accompanied by a non-refundable license fee of six hundred dollars.	3712.03	Yes, state law	Yes, state law
B	Shall	Requires the submission of an application for licensure 60 days prior to requested date of inspection	3712. 04; 3712.3	Yes, state law	Yes, state law
C	Shall	Establishes what information must be included in an application for license	3712. 04; 3712.3	Yes, state law	No, general rulemaking authority

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C1	Shall	A hospice care program that operates from multiple locations shall include the addresses and telephone numbers for all locations on the application for license. The application shall indicate which location is to be issued the license;	3712.03; 3712.04	Yes, state law	Yes, state law
D	Shall	Requires an applicant or authorized representative to sign an affidavit certifying the accuracy of the information included in the application.	3712. 04; 3712.3	Yes, state law	Yes, state law
D	Shall	If a representative signs the affidavit, he or she shall include documentation that he or she is the applicant's authorized representative.	3712.03	Yes, state law	Yes, state law
E	Shall	Requires the applicant to furnish additional information upon request of the director	3712. 04; 3712.3	Yes, state law	Yes, state law
F2	Shall	A hospice location that does not comply with the requirements of paragraph (F)(1) of this rule is operating as a separate hospice care program and shall obtain a separate license and pay the appropriate license fee.	3712. 04; 3712.3	Yes, state law	Yes, state law
G	Shall	Requires out-of-state operators to apply for Ohio license.	3712. 04; 3712.3	No, general rulemaking authority	No, general rulemaking authority
G	Shall	All Ohio hospice patients' clinical records shall be maintained at the Ohio administrative office.			

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H	Shall	Requires application for renewal of license at least 90 days prior to expiration of existing license.also requires submission of documentation of continued compliance, requires written attestation of compliance with section 3712.0620 RC, and the directors shall renew the license if all requirements are met.	3712. 04; 3712.03	Yes, state law	Yes, state law
H	Shall	The application shall be made and a renewal fee paid in accordance with paragraph (A) of this rule in the same manner as for an initial license.	3712.03;3712.04	Yes, state law	Yes, state law
H1	Shall	Establishes what additional documentation must be submitted in addition to the application fee for hospices with inpatient facilities.	3712.03; 3712.04	Yes, state law	Yes, state law
H1c	Shall	If the program provides hospice care and services in a hospice patient's home, the application for renewal shall include a written attestation that the applicant is in compliance with section 3712.062 of the Revised Code.	3712.03; 3712.04	Yes, state law	Yes, state law
H2	Shall	The director shall renew the license if the program continues to meet the requirements of Chapter 3712. of the Revised Code and Chapters 3701-19 and 3701-13 of the Administrative Code	3712.03; 3712.04	Yes, state law	Yes, state law
I	Shall	Requires applicants for license renewal through accreditation to submit evidence of current Medicare certification, evidence of certification or accreditation by the Medicare approved accrediting entity, and a copy of most recent accreditation report.	3712. 04; 3712.3	Yes, state law	Yes, state law
J	Shall	Requires the director to renew a license to hospice care programs accredited or certified by an entity who standards meet or exceed those established in chapter 3712. ORC	3712. 04; 3712.3	Yes, state law	Yes, state law

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J1	Shall	For purposes of this paragraph, the standards for medicare certification set forth in Title XVIII of the Social Security Act, 49 Stat. 620 (1935), 42 U.S.C. 301, as amended (1981), shall be considered to equal or exceed the requirements for licensure set forth in Chapter 3712. of the Revised Code and this chapter	3712.03; 3712.04	Yes, state law	Yes, state law
J1	Shall	Requires the director to review accrediting entity certification or accreditation standards. to determine whether the equal or exceed those of the chapter.	3712. 04; 3712.3	Yes, state law	Yes, state law
J1	Shall	The director shall determine whether the accrediting entity's equal or exceed the standards set forth in Chapter 3712. of the Revised Code and this chapter.	3712.03; 3712.04	Yes, state law	Yes, state law
J 2A	Shall	Requires the hospice care program to send written notice if the certification or accreditation is terminated or expired prior to the termination or expiration or within five business days after receipt of the notice.	3712. 04; 3712.3	Yes, state law	Yes, state law
J2B	Shall	Requires the director to inspect the program if the program submits notice of termination or expiration.	3712. 04; 3712.3	Yes, state law	Yes, state law
K	Shall	Requires the program to notify the director in writing of any change of information applicable to the license, change of ownership, nonrefundable fee of \$200.	3712. 04; 3712.3	Yes, state law	Yes, state law
K1a	Shall	A change of ownership shall require the submission of a change of ownership application on forms prescribed and provided by the director	3712.03; 3712.04	Yes, state law	Yes, state law

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3701 – 19 – 04A	Shall	Requires the director to grant a license to applicants the comply with chapter 3712. ORC	3712. 04; 3712.3	Yes, state law	Yes, state law
C	Shall	Requires the director to mail written notice applicants either granting or proposing to deny license within 30 days of receipt of all information necessary to make the determination. 30 day.	3712. 04; 3712.3	Yes, state law	Yes, state law
C		The 30 day period shall be extended if director has received a complaint concerning the applicant and the director will conduct an investigation within 30 days of receipt of the complaint	3712.03; 3712.04	Yes, state law	Yes, state law
C		The director shall mail written notice within 30 days after the completion of that investigation.	3712.03; 3712.04	Yes, state law	Yes, state law
D	Shall	If applicant meets all requirements for licensure the director is requiredto issue a license.	3712. 04; 3712.3	Yes, state law	Yes, state law
D	Shall	The license shall indicate the name and address of the hospice care program location, is valid for three years, and must be posted by the hospice care program at the location issued.	3712.03; 3712.04	Yes, state law	Yes, state law
F	Shall	A hospice care program that seeks to transfer its license to another or new location shall submit a written request to the director of health to transfer its license.	3712. 04; 3712.3	Yes, state law	Yes, state law

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F	Shall	The request shall indicate the name and address of the hospice care location issued the license and the address to which the hospice seeks to transfer the license.	3712.03; 3712.04	Yes, state law	Yes, state law
F	Must	The request must be received by the director no later than ninety days prior to the current license expiration date or thirty days prior to the proposed transfer or relocation, whichever occurs sooner.	3712.03; 3712.04	Yes, state law	Yes, state law
F2	Shall	Establishes the criteria under which the director is required to grant the transfer of a license.	3712. 04; 3712.3	Yes, state law	Yes, state law
F2	Shall	Any pending complaints shall be investigated within thirty days of the request for transfer;	3712.03; 3712.04	Yes, state law	Yes, state law
F3	Shall	Requires the director to notify the hospice care program whether or not the license may be transferred. and requires the hospice care program to submit any written documentation or information not previously submitted. Also requires hospice care program to obtain new license before commencing services at a new location.	3712. 04; 3712.3	Yes, state law	Yes, state law
F3	Shall	If not approve the director shall provide the hospice care program an opportunity for reconsideration	3712.03; 3712.04	Yes, state law	Yes, state law
F3a	Shall	The program shall submit a written request within 30 days of mailing of the notice	3712.03; 3712.04	Yes, state law	Yes, state law

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F3b	Shall	The request shall include any written documentation or other information not previously submitted to the director that the hospice care program wishes to refute the determination.	3712.03; 3712.04	Yes, state law	Yes, state law
F3d	Shall	The hospice care program shall obtain a license for the new location prior to commencing services at the new location.	3712.03; 3712.04	Yes, state law	Yes, state law
3701 – 19 – 05 A	Shall	Requires the director to conduct unannounced inspection prior to issuing a license.	3712. 04; 3712.03	Yes, state law	Yes, state law
B	Shall	Requires an unannounced inspection for each license program at least once every three years.	3712. 04; 3712.3	Yes, state law	Yes, state law
C	Shall	Establishes license inspection fees for license inspection, complaint, follow-up, and desk audits for compliance.	3712. 04; 3712.3	Yes, state law	Yes, state law
D	Shall	Requires license programs to provide access to premises, staffs, and records for inspection including access to all parts of facilities, services, and records.	3712. 04; 3712.3	Yes, state law	Yes, state law
D	Shall	The program shall ensure that the director has access to all parts of its facilities, services, and records, including the inpatient facilities operated by or under contract with the program.	3712. 04; 3712.3	Yes, state law	Yes, state law

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E	Shall	Requires a program found to be in violation of chapter 3712. ORC to submit a plan of correction for each violation within 10 days of receiving the directors notification that the plan is required.	3712. 04; 3712.3	Yes, state law	Yes, state law
F	Shall	Establishes that a violation found one location of the license will constitute a violation for the entire hospice care program.	3712. 04; 3712.3	Yes, state law	Yes, state law
3701 – 19 – 06 A	Shall	The overall conduct and operation of the hospice care program, including the quality of care and the provision of services, shall be the full legal responsibility of a clearly defined, organized governing body	3712. 04; 3712.3	Yes, state law	Yes, state law
C	Shall	Establishes the management, operation, and evaluation criteria for the hospice care program governing body.	3712. 04; 3712.3	No, general rulemaking authority	No, general rulemaking authority
C1b	Shall	Establishes the minimum requirements for the policies and procedures required by the governing body.	3712. 04; 3712.3	No, general rulemaking authority	No, general rulemaking authority
C2a	Shall	Requires appointment of a medical director who shall be knowledgeable about the psychological, social, and medical aspects of hospice care as the result of training, experience, and interest	3712.03; 3712.04; 3712.06	No, general rulemaking authority	No, general rulemaking authority
C2	Shall	Requires the medical director to identify a designee.	3712.03; 3712.04; 3712.06	No, general rulemaking authority	No, general rulemaking authority

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C3	Shall	Requires a governing body to appoint a director who is responsible for day-to-day management of the program, implementation of policies and procedures, implement the quality control program, hospice grievance program, drug diversion investigation reporting program, and designate an individual to act on their behalf.	3712.03; 3712.04; 3712.06	No, general rulemaking authority	No, general rulemaking authority
C3 f	Must	Requires hospice care program director other designee to receive reports of drug diversion, investigate reports within 24 hours of receipt, and report to local law enforcement if diversion has occurred or the investigation is inconclusive.	3712.061; 3712.03	Yes, state law	Yes, state law
C3fiii	Prohibit	Nothing in this rule prohibits a hospice care program from reporting the result of any other drug diversion investigation to law enforcement.	3712.03; 3712.061	Yes, state law	Yes, state law
D	Shall	Requires the governing board to ensure ongoing, comprehensive, integrated, self-assessment of the quality and appropriateness of care.	3712.03; 3712.04; 3712.06	No, general rulemaking authority	No, general rulemaking authority
D	Shall	The assessment shall include all services that were indicated and provided to the hospice care patients and their families and the patients' and caregivers' responses or outcomes to those services.	3712.03; 3712.04	No, general rulemaking authority	No, general rulemaking authority
E	Shall	Requires the use of findings of the quality assessment performance improvement program to correct identify problems.	3712.03; 3712.04; 3712.06	No, general rulemaking authority	No, general rulemaking authority
F	Shall	Requires the governing body to ensure that evaluation of the Q API program is conducted annually.	3712.03; 3712.04; 3712.06	No, general rulemaking authority	No, general rulemaking authority

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3701 – 19 – 07 A		Establishes the general requirements for hospice care programs after licensure including, but not limited to, provision of plan that continuous care, 24/7 day availability of care, use of an IDT, and is periodic we reviewed by the physician.	3712.06; 3712.03	Yes, state law	Yes, state law
A1	Shall	Provide a planned and continuous hospice care program, the medical components of which shall be under the direction of a physician;	3712.03; 3712.04	Yes, state law	Yes, state law
A3a	Shall	IDT coordinated by one designated individual who shall ensure that all components of the plan of care are addressed and implemented;	3712.03; 3712.04	Yes, state law	Yes, state law
C	Shall	Requires compliance with chapter 3712. ORC, chapter 3701 – 13 and 3701 – 19 OAC.	3712.06; 3712.03	Yes, state law	Yes, state law
D	Shall	Requires a program to notify the director in writing of any change in licensure information, intent to cease operations within 60 days prior to that date, and any change of render information submitted as part of the licenses in accurate at least 21 days prior to the effective date of change.	3712.03; 3712.04	Yes, state law	Yes, state law
D3	Shall	This notification shall include a plan for assuring continuity of care for the program's patients and their families after the program ceases operation.	3712.03; 3712.04	Yes, state law	Yes, state law
D4	Shall	If a hospice intends to cease operation there are required to provide written notice of the proposed closure the 60 days prior to each patient or family, develop a written plan of discharge for each patient to be included in the record, and obtain written approval of	3712.03; 3712.04	Yes, state law	Yes, state law

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		any transfer to another licensed hospice program and a written authorization to release records from the patient or family.			
3701 – 19 – 08 A	Shall	Requires each new inpatient hospice facility to be inspected by the director prior to the admission of patients.	3712.03; 3712.04	Yes, state law	Yes, state law
A	Shall not	The new inpatient hospice facility shall not admit patients until the director has determined that the facility is in compliance with the requirements of this chapter of the Administrative Code.	3712.03; 3712.04	Yes, state law	Yes, state law
B	Shall	Requires compliance with Ohio fire code	3712.03; 3712.04	Yes, state law	Yes, state law
C	Shall	Requires the building is used for inpatient care to comply with Bill Ohio building code chapter 3781., 3783., And 3791. ORC and have a certificate of use and occupancy.	3712.03; 3712.04	Yes, state law	Yes, state law
D	Shall	Requires each and inpatient facility to be connected to a public sewer, and on-site sewage treatment system, or household sewage treatment system permitted by local health districts under chapter 3718. ORC.	3712.03; 3712.04	Yes, state law	Yes, state law
E	Shall	Establishes the space, patient room design, equipment, isolation, meal service, and pharmaceutical services requirements for inpatient facilities.	3712.03; 3712.04	Yes, state law	Yes, state law

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E2	Must	Establishes room requirements, including toilet, grading, closet space, and square footage.	3712.03; 3712.04	Yes, state law	Yes, state law
E4	Shall	Each facility shall provide appropriate linens at all times in a quantity for the proper care and comfort of patients	3712.03; 3712.04	Yes, state law	Yes, state law
E4	Must	Linens must be handled stored, processed, and transported in a manner that prevents the spread of infection.	3712.03; 3712.04	Yes, state law	Yes, state law
E5	Shall	Each facility shall have provisions for isolating patients with infectious diseases.	3712.03; 3712.04	Yes, state law	Yes, state law
E6	Must	Each facility must provide meal service.	3712.03; 3712.04	Yes, state law	Yes, state law
E6	Must	Establishes that a facility with its own meal service must have a food service license, provide 3 meals, ensure sanitary conditions, and have an individual trained in food management.	3712.03; 3712.04	Yes, state law	Yes, state law
E7	Must	Each facility must provide pharmaceutical services	3712.03; 3712.04	Yes, state law	Yes, state law

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E7	Must	Establishes the requirements that the programs pharmaceutical service must meet in providing medications for patients	3712.03; 3712.04	Yes, state law	Yes, state law
E7aii	Must	The facility must ensure that pharmaceutical services are provided in accordance with accepted professional principles and appropriate federal, state and local laws	3712.03; 3712.04	Yes, state law	Yes, state law
E7ci	Must	If the medication order is verbal, the physician, physician assistant, or advanced practice nurse must give it only to a licensed nurse, pharmacist, or another physician	3712.03; 3712.04	Yes, state law	Yes, state law
E7cii	Must	The individual receiving the order must record and sign it immediately and have the prescribing physician, physician assistant, or advanced practice nurse sign it in a manner consistent with good medical practice.	3712.03; 3712.04	Yes, state law	Yes, state law
3701 – 19 – 09 A	Shall	Requires all program personnel to have appropriate training and qualifications for the services they provide.	3712.03; 3712.04	Yes, state law	Yes, state law
A	Shall	Any staff member, including a volunteer, who functions in a professional capacity shall meet the standards applicable to that profession, including but not limited to possessing current Ohio licensure, registration, or certification, if required by law, and practicing within the applicable scope of practice.	3712.03; 3712.04	Yes, state law	Yes, state law
B	Shall	Requires the program to provide each staff member including volunteers and contracted staff, with the written job description.	3712.06; 3712.03	Yes, state law	Yes, state law

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B	Shall	The program shall assure that the services provided by staff members, including volunteers and contracted staff, are provided in accordance with the plan of care and IDT.	3712.06; 3712.03; 3712.04	Yes, state law	Yes, state law
B4a	Shall	Requires a hospice care program to have employee health policies applicable to volunteers, temporary staff, and paid consultants.	3712.06; 3712.03; 3712.04	Yes, state law	Yes, state law
B4b	Shall	The hospice care program shall have a written plan to ensure the health and safety of hospice patients that includes policies and procedures regarding screening of staff, including volunteers, for communicable diseases.	3712.06; 3712.03; 3712.04	Yes, state law	Yes, state law
B4c	Shall	The hospice care program shall have written policies and procedures regarding measures taken to prevent staff, including volunteers, with direct hospice patient contact who have been diagnosed with a communicable disease from transmitting this disease to patients, care givers or other staff.	3712.06; 3712.03; 3712.04	Yes, state law	Yes, state law
B4c	Shall	The policies shall indicate when infected or ill staff must not render direct patient care	3712.06; 3712.03; 3712.04	Yes, state law	Yes, state law
B4d	Shall	The hospice care program shall document, as applicable, compliance with United States department of labor's occupational safety and health administration , United States. centers for disease control and prevention and applicable Ohio department of health standards concerning health requirements for staff provision of services in health care settings, including requirements for maintaining tuberculosis control	3712.06; 3712.03; 3712.04	Yes, state law	Yes, state law

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C	Shall	Requires a program to protect each patient and their property from abuse, neglect, exploitation, and misappropriation.	3712.03; 3712.04	Yes, state law	Yes, state law
D	Shall	Requires the hiring of staff without discrimination.	3712.03;3712.04; 3712.06	Yes, state law	Yes, state law
E	Shall	Requires the program to provide orientation and ongoing training for personnel	3712.03;3712.04; 3712.06	Yes, state law	Yes, state law
E1	Shall	The orientation shall be appropriate to the tasks each member will be expected to perform	3712.03;3712.04; 3712.06	Yes, state law	Yes, state law
E2	Shall	The continuing training shall be designed to assure maintenance of appropriate skill levels and ensure that all personnel are informed of changes in techniques, philosophies, and goals of the hospice care program	3712.03;3712.04; 3712.06	Yes, state law	Yes, state law
F	Shall	Requires regular performance evaluation of staff.	3712.03;3712.04; 3712.06	Yes, state law	Yes, state law
G	Shall	No hospice care program shall employ individuals with specified convictions or pleadings of guilt.	3712.09; 3712.03;3712.04;	Yes, state law	Yes, state law

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3701 – 19 – 10 A	Shall	Requires medical director to be a physician and have overall responsibility for the medical components of the program.	3712.06;3712.03;3712.04;	No, general rulemaking authority	No, general rulemaking authority
A	Shall	The medical director shall be either a paid or contractual staff member or a volunteer.	3712.06;3712.03;3712.04;	Yes, state law	Yes, state law
B	Shall	Establishes the duties of the medical director including reviewing patient eligibility, assuring overall continuity of services, and establishing policies for employees of the program.	3712.06;3712.03;3712.04;	No, general rulemaking authority	No, general rulemaking authority
3701 – 19 – 11 A	Shall	Requires a hospice care program to have an interdisciplinary team or teams to provide care and services to ensure ongoing assessment, all components of the plan of care are addressed, and the plan is implemented in accordance with its terms.	3712.06;3712.03;3712.04;	Yes, state law	Yes, state law
A	Shall	Establishes the plan of care and assessment responsibilities that the registered nurse designated to coordinate each interdisciplinary team shall ensure.	3712.06;3712.03;3712.04;	Yes, state law	Yes, state law
B	Shall	Requires a program with more than one IDT to designate which team is responsible for establishing policies and procedures or specific areas for each team to establish.	3712.06;3712.03;3712.04;	No, general rulemaking authority	No, general rulemaking authority
B	Shall	If the program has more than one IDT it shall specify particular areas for which each team is to establish policies and procedures.	3712.06;3712.03;3712.04;	No, general rulemaking authority	No, general rulemaking authority

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C	Shall	Establishes the functions that the IDT's must perform including, but not limited to, establishing policies and procedures for provision of care, establishing a plan of care for each patient and family, and the evaluation and monitoring for the continuity of care of all patients.	3712.06;3712.03;3712.04;	No, general rulemaking authority	No, general rulemaking authority
D	Shall	Requires hospice care programs that provide care in patients homes to provide patients with a written policy on drug diversion, inform patients that the hospice will dispose of controlled substances containing opioids, conduct an assessment of the patient's environment for risk factors associated with diversion, maintain records of controlled substances containing opioids, monitor use and consumption of opioids, and request in writing that a patient relinquish remaining opioids upon patient's death or withdrawal from the program.	3712.062; 3712.03	Yes, state law	Yes, state law
E	Shall	Requires a hospice to ensure the patient's attending physician reviews the plan of care periodically.	3172.06; 3712.03	Yes, state law	Yes, state law
3701 – 19 – 12 B	Shall	Any contract executed under paragraph (A) of this rule, including a contract to which paragraph (C) of this rule applies, shall be legally binding on both parties	3712.06; 3712.03	Yes, state law	Yes, state law
B	Shall	The contract shall include a detailing of services to be provided, roles of personnel, qualifications of personnel, documentation, and supervision.	3712.03;3712.04	Yes, state law	Yes, state law
B7	Shall	Requires the hospice care program to provide orientation and training to contracted personnel who provide care to program patients.	3712.03;3712.04	No, general rulemaking authority	No, general rulemaking authority

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C	Shall	Establishes the written contract requirements for hospital, homes, and home health agencies the contract to provide a component of care on behalf of of the hospice care program.	3712.06; 3712.03	Yes, state law	Yes, state law
D	Shall	Requires a hospice care program to encourage hospitals contracting for inpatient services to offer temporary limited privileges to the hospice patients attending physician.	3712.06; 3712.03	No, general rulemaking authority	No, general rulemaking authority
E	Shall	Requires a hospice care program to ensure continuity of care in the home, outpatient, and inpatient settings.	3712.06; 3712.03	Yes, state law	Yes, state law
F	Shall	Requires the hospice care program to retain professional management responsibility for all contracted services including the safety and effectiveness of care provided.	3712.06; 3712.03	Yes, state law	Yes, state law
G	Shall	Requires a hospice care program to retain payment responsibility for all services provided by the contractor.	3712.06; 3712.03;3712.04	No, general rulemaking authority	No, general rulemaking authority
3701 – 19 – 13 A	Shall	Each hospice care program shall use trained volunteers to assist with the provision of administrative or direct patient care services	3712.03;3712.04	No, general rulemaking authority	No, general rulemaking authority
A	Shall	Shall have trained volunteers available to hospice patients and hospice patients' families as needed	3712.03;3712.04	No, general rulemaking authority	No, general rulemaking authority

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A	Shall	Volunteers shall provide services under the supervision of a designated qualified and experienced hospice staff member	3712.03;3712.04	No, general rulemaking authority	No, general rulemaking authority
B	Shall	Each hospice care program shall provide orientation and training to the volunteers it uses that is consistent with acceptable standards of hospice practice	3712.03;3712.04	No, general rulemaking authority	No, general rulemaking authority
B	Shall	Establishes the content that the training shall include.	3712.03;3712.04	No, general rulemaking authority	No, general rulemaking authority
C	Shall	Requires the program to document active and ongoing efforts to recruit and retain volunteers.	3712.03;3712.04	No, general rulemaking authority	No, general rulemaking authority
3701 – 19 – 14 A	Shall	Each hospice care program shall provide nursing care and services by or under the supervision of a registered nurse	3712.06; 3712.03; 3712.04	Yes, state law	Yes, state law
A	Shall	The program shall direct and staff nursing services to meet the nursing needs of all of the hospice care program's patients	3712.06; 3712.03; 3712.04	Yes, state law	Yes, state law
A	Shall	The program shall specify the patient care responsibilities of nursing personnel.	3712.06; 3712.03; 3712.04	Yes, state law	Yes, state law

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B	Shall	Requires an RN to be responsible for supervision of all nursing services.	3712.06; 3712.03	Yes, state law	Yes, state law
D	Shall	Requires the program to ensure nursing care is available 24/7 to hospice care program patients and in inpatient facilities used to provide care to its patients.	3712.06; 3712.03	Yes, state law	Yes, state law
3701 – 19 – 15 A	Shall	Each hospice care program shall make medical social services available to each patient and his or her family as needed.	3712.06; 3712.03	No, general rulemaking authority	No, general rulemaking authority
		Medical social services shall be provided by a social worker under the direction of a physician.	3712.06; 3712.03	No, general rulemaking authority	No, general rulemaking authority
B	Shall	Requires the medical social services provided to patients to be considered in conjunction with other services when the IDT reviews patient status.	3712.06; 3712.03	No, general rulemaking authority	No, general rulemaking authority
C	Shall	Requires the provision of medical social services in a timely manner in accordance with program's policies.	3712.06; 3712.03	No, general rulemaking authority	No, general rulemaking authority
3701 – 19 – 16 A	Shall	Each hospice care program shall provide or make available home care services in the scope and frequency required to meet the needs of the hospice care program's patients and their families.	3712.06; 3712.03	Yes, state law	Yes, state law

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A	Shall	The patient and family shall be informed of any limitations on home care services	3712.06; 3712.03	Yes, state law	Yes, state law
B	Shall	Requires home care services to be provided by home health aides are hospice aides selected by specified criteria.	3712.06; 3712.03	Yes, state law	Yes, state law
C	Shall	Requires the program to ensure that all aides have been trained to assist patients to achieve maximum self-reliance, principles of nutrition and meal prep, aging and emotional problems, and changes in patient's condition that should be reported.	3712.03; 3712.04	Yes, state law	Yes, state law
D	Shall	Requires an RN from the patient's IDT to prepare written instructions for the aides providing patient care.	3712.06; 3712.03	Yes, state law	Yes, state law
E	Shall	Requires the RN responsible for preparing written instructions for the aides to document a supervisory visit to the patient's residence at least every two weeks	3712.03;3712.04	Yes, state law	Yes, state law
E2	Shall	The purpose of the visit shall be to observe and assist the home health aide or hospice aide, if present; to assess the patient's and family's relationship with the home health aide or hospice aide, and to determine whether the patient's and family's needs and goals are being met	3712.03;3712.04	Yes, state law	Yes, state law
3701 – 19 – 17 B	Shall	Requires hospice care program to provide palliation and management of terminal illness and related conditions and medical services to meet the needs of the patient.	3712.03;3712.04	Yes, state law	Yes, state law

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C	Shall	All medical orders for treatment, procedures, tests, and medications shall be signed by a physician, APRN, or PA.	3712.03;3712.04	Yes, state law	Yes, state law
3701 – 19 – 18 A	Shall	Each hospice care program shall make available counseling services to the hospice patient and the hospice patient's family.	3712.06; 3712.03	Yes, state law	Yes, state law
A	Shall	Counseling services shall include dietary, spiritual, bereavement and any other necessary counseling services while the patient is enrolled in the hospice care program.	3712.06; 3712.03	Yes, state law	Yes, state law
A	Shall	Counseling services shall be provided by a qualified interdisciplinary team member or one or more other qualified individuals, as determined by the hospice care program.	3712.06; 3712.03	Yes, state law	Yes, state law
B	Shall	Requires counseling services to be organized meet the needs of patients and families based on assessments.	3712.06; 3712.03	Yes, state law	Yes, state law
B1	Shall	The hospice care program shall assess the needs of patients and families for spiritual counseling, in accordance with their religious preferences.	3712.06; 3712.03	Yes, state law	Yes, state law
B2	Shall	Requires dietary counseling to include food and meal time to promote quality-of-life and meet the needs for symptom control and be planned and provided by a dietitian or by nurse.	3712.03;3712.04;3712.06	Yes, state law	Yes, state law

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C	Shall	Requires the program to make reasonable efforts to arrange for visits of clergy or members of religious organizations based on need of the patient.	3712.03;3712.04;3712.06	Yes, state law	Yes, state law
C	Shall	Programs shall advise patients and families of the opportunity for clergy.	3712.03;3712.04;3712.06	Yes, state law	Yes, state law
D	Shall	Requires the program to provide bereavement services as needed for patients families.	3712.06; 3712.03	Yes, state law	Yes, state law
D1	Shall	The professional designated to supervise bereavement services shall have education or experience or both in providing those services.	3712.06; 3712.03	Yes, state law	Yes, state law
D2	Shall	Bereavement services shall be based on an assessment of the family's needs and its ability to cope with grief.	3712.06; 3712.03	Yes, state law	Yes, state law
D3	Shall	The plan of care for bereavement services shall reflect family needs and shall specify the frequency services are to be delivered and the persons furnishing the services.	3712.06; 3712.03	Yes, state law	Yes, state law
D	Shall	Bereavement services shall be provided for up to one year after the patient's death by qualified personnel and based on the needs of the patient's family.	3712.06; 3712.03	Yes, state law	Yes, state law

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3701 – 19 – 19 A	Shall	Requires each program to provide or arrange for physical therapy, occupational therapy, or speech language therapy unless a waiver is granted by the director pursuant to section 3712.030 RC.	3712.06; 3712.03	Yes, state law	Yes, state law
A	Shall	The services shall be adequate in frequency to meet the needs of the hospice patients.	3712.06; 3712.03	Yes, state law	Yes, state law
B	Must	Physical therapy services, occupational therapy services and speech or language therapy services must be offered in a manner consistent with accepted standards of practice for the provision of service to hospice patients.	3712.06; 3712.03	Yes, state law	Yes, state law
C	Shall	A request for a waiver under this paragraph shall be submitted to the director in writing	3712.06; 3712.03	Yes, state law	Yes, state law
C	Shall	The request for a waiver shall be accompanied by documentation of the number and location of therapists in the area served by the program and of the efforts that the program has made to engage those therapists and to encourage other therapists to serve the area.	3712.06; 3712.03	Yes, state law	Yes, state law
D	Shall	If provided, requires physical therapy to be provided by appropriately licensed personnel	3712.06; 3712.03	Yes, state law	Yes, state law
E	Shall	If provided, requires occupational therapy to be provided by appropriately licensed personnel.	3712.06; 3712.03	Yes, state law	Yes, state law

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F	Shall	If provided, require speech and language therapy to be provided by appropriately licensed speech pathologist or audiologist.	3712.06; 3712.03	Yes, state law	Yes, state law
3701 – 19 – 20 A	Shall not	Prohibits the admission of individuals who do not meet the diagnosis and life expectancy requirements of a hospice patient as defined in rule 3701 – 19 – 01 OAC.	3712.03;3712.04	Yes, state law	Yes, state law
B	Shall	Requires the admission of patients without discrimination.	3712.03;3712.04	Yes, state law	Yes, state law
C	Shall	A hospice care program shall require that the patient, or the patient's authorized representative, sign an informed consent form.	3712.03;3712.04	Yes, state law	Yes, state law
C	Shall	This form shall include an acknowledgment by signature of the patient or patient's representative, that they have been given a full explanation of the palliative rather than curative nature of hospice care as it relates to the patient's terminal illness and have been informed that the patient may withdraw consent at any time.	3712.03;3712.04	Yes, state law	Yes, state law
D	Shall	Requires a hospice care program to allow patients to withdraw consent for hospice care at any time.	3712.03;3712.04	No, general rulemaking authority	No, general rulemaking authority
E	Shall	Requires the program to provide patient or the representative with information on the scope of services provided by the program including limitations, and charges.	3712.03;3712.04	No, general rulemaking authority	No, general rulemaking authority

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F	Shall	Requires distribution of the programs policy on opioid diversion to the patient and the patient's family.	3712.062; 3712.03	Yes, state law	Yes, state law
G	Shall	Prior to or within 48 hours of admission of the patient, requires the hospice care program to obtain an oral statement from the patient's attending physician or the medical director hospice care program or physician member of the IDT certifying the patient is terminal.	3712.03;3712.04;3712.06	Yes, state law	Yes, state law
G	Shall	The program shall obtain written confirmation of the oral statement after admission.	3712.03;3712.04;3712.06	Yes, state law	Yes, state law
G	Shall	The written certification statement shall be signed by the patient's attending physician, if any, and the medical director of the hospice care program or the physician member of the interdisciplinary team.	3712.03;3712.04;3712.06	Yes, state law	Yes, state law
3701 – 19 – 21 A	Shall	Requires a program to arrange for provision of medical supplies, appliances, drugs, and biologicals to each patient as needed for palliation and management of illness.	3712.06; 3712.03	Yes, state law	Yes, state law
A	Shall	The program shall ensure that drugs and biologicals are available at all times.	3712.06; 3712.03	Yes, state law	Yes, state law
B	Shall	Requires the program to ensure the drugs biologicals are administered only by appropriately licensed or authorized individuals.	3712.06; 3712.03	Yes, state law	Yes, state law

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C	Shall	Requires the specification in the patient's plan of care of individuals authorized to administer drugs or biologicals that are a patient or family member approved by the attending physician or otherwise authorized individual.	3712.06; 3712.03	Yes, state law	Yes, state law
D	Shall	Each hospice care program licensed under this chapter that provides hospice care and services in a hospice patient's home shall establish a written policy establishing procedures to be followed in preventing the diversion of controlled substances containing opioids that are prescribed to its hospice patients.	3712.062; 3712.03	Yes, state law	Yes, state law
D	Shall	The policy shall include procedures for the disposal of any such drugs prescribed to a hospice patient as part of the patient's interdisciplinary plan of care that are relinquished to the program after the patient's death or that otherwise are no longer needed by the patient.	3712.062; 3712.03	Yes, state law	Yes, state law
D	Shall	The policy shall require that the disposal be documented by a program employee	3712.062; 3712.03	Yes, state law	Yes, state law
E	Shall	Requires program to ensure that the patient, patient's representative, and patient family receive a copy of the written policy on the management and disposal of controlled drugs containing opioids and document such actions in the patient's clinical record.	3712.062; 3712.03	Yes, state law	Yes, state law
3701 – 19 – 22 A	Shall	Requires a program to provide or arrange for short-term inpatient care for patients for pain control, symptom management, or respite.	3712.06; 3712.03	Yes, state law	Yes, state law

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A	Shall	The inpatient facility or facilities that the program uses to provide inpatient care shall be licensed, certified, or accredited in accordance with applicable Ohio law and this rule.	3712.06; 3712.03	Yes, state law	Yes, state law
B	Shall	Requires inpatient setting to be selected based on the needs of the patient.	3712.06; 3712.03	Yes, state law	Yes, state law
B	Shall	The program shall not place patients in an inpatient facility for the convenience of the program.	3712.06; 3712.03	Yes, state law	Yes, state law
C	Shall	Requires inpatient settings to provide nursing services 24/7.	3712.06; 3712.03	Yes, state law	Yes, state law
C	Shall	Allows for the hospice care program to arrange for nursing services twenty-four hours a day.	3712.06; 3712.03	Yes, state law	Yes, state law
D	Shall	Requires inpatient care for pain control and symptom management to be provided only in a hospice inpatient facility, hospital, or skilled nursing facility. Requires an RN on staff at all times to render direct care and the assurance that nursing services are sufficient to meet the needs of the hospice patients in the facility.	3712.06; 3712.03	Yes, state law	Yes, state law
D	Shall	Any such facility used by a hospice care program shall be certified under Title XVIII of the Social Security Act, 49 Stat. 620 (1935), 42 U.S.C. 301, as amended, or accredited by an organization that the United States centers for medicare and medicaid services has given deeming authority	3712.06; 3712.03	Yes, state law	Yes, state law

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D	Shall	Establishes the requirements for inpatient facility used by the hospice care program to provide pain control and symptom management.	3712.06; 3712.03	Yes, state law	Yes, state law
E	Shall	Establishes the requirements for inpatient care for respite purposes.	3712.06; 3712.03	Yes, state law	Yes, state law
E1	Shall	In a hospice inpatient facility, a hospital, a skilled nursing facility or nursing facility certified under Title XVIII or XIX of the Social Security Act, or a nursing home or residential care facility licensed under Chapter 3721. of the Revised Code that provides nursing services twenty-four hours a day or the hospice care program shall provide or arrange for nursing services twenty-four hours a day.	3712.06; 3712.03	Yes, state law	Yes, state law
E1	Shall	Nursing services shall be sufficient to meet the needs of the hospice patients residing in the facility	3712.06; 3712.03	Yes, state law	Yes, state law
F	Shall	Requires the program to ensure that each inpatient facility provides care and has sufficient number personnel to protect patients from accident, injury, and infection; probably respond to calls; maintain the comfort and cleanliness of all patients, respond to emergencies, and provide patient treatments and medications as described.	3712.06; 3712.03	Yes, state law	Yes, state law
G	Shall	Establishes the building comfort, privacy, design, and physical space requirements for inpatient facilities used by the program each inpatient facility used by the program. Requires the facility to receive visitors at all times including children.	3712.03;3712.04	Yes, state law	Yes, state law

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3701 – 19 – 23 A	Shall	Requires central clinical record for each patient.	3712.06; 3712.03	Yes, state law	Yes, state law
A	Shall	The record shall be established and maintained in accordance with accepted standards of practice.	3712.06; 3712.03	Yes, state law	Yes, state law
B	Shall	The clinical record shall be a comprehensive compilation of information that is documented promptly for all services provided.	3712.06; 3712.03	Yes, state law	Yes, state law
B	Shall	The record shall be organized systematically to facilitate retrieval of information	3712.06; 3712.03	Yes, state law	Yes, state law
B	Shall	Entries to the clinical record shall be made and signed by the person providing the service.	3712.06; 3712.03	Yes, state law	Yes, state law
B	Shall	All services, whether furnished by employees, persons under contract, or volunteers, shall be documented in the clinical record	3712.06; 3712.03	Yes, state law	Yes, state law
B	Shall	Entries in the clinical record shall be dated	3712.06; 3712.03	Yes, state law	Yes, state law

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B	Shall	Entries in the clinical record shall be made within a responsible period of time after the services were provided.	3712.06; 3712.03	Yes, state law	Yes, state law
C	Shall	Establishes the required information that must be in each central clinical record.	3712.06; 3712.03	No, general rulemaking authority	No, general rulemaking authority
D	Shall	Requires the program to provide for the storage of records and protection against loss, destruction, and unauthorized use.	3712.06; 3712.03	Yes, both state and federal law	Yes, both state and federal law
D	Shall	The program also shall have policies and procedures to ensure the confidentiality of records.	3712.06; 3712.03	No, general rulemaking authority	No, general rulemaking authority
E	Shall	Requires programs that utilize electronic signatures to ensure the signatures meet all requirements of section 3701.75 ORC	3712.06;3712.03;3712.04	No, general rulemaking authority	No, general rulemaking authority
E	Shall	Electronic patient clinical records shall be accessible to the director during inspections.	3712.06;3712.03;3712.04	No, general rulemaking authority	No, general rulemaking authority
3701 – 19 – 24 B	Must	Requires a hospice care program seeking a variance or waiver to submit a written request to the director and the components of that request.	3712.03;3712.04	No, general rulemaking authority	No, general rulemaking authority

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D	Must	The director may stipulate a time period for which a variance or a waiver is to be effective and may establish conditions that the hospice care program must meet for the variance or waiver to be operative.	3712.03;3712.04	No, general rulemaking authority	No, general rulemaking authority
F	Shall	Establishes that a waiver variance granted by the director shall not constitute a precedence for any other case.	371.03;3712.04	No, general rulemaking authority	No, general rulemaking authority
F	Shall	All variance and waiver requests shall be considered on a case-by-case basis.	371.03;3712.04	No, general rulemaking authority	No, general rulemaking authority
G	Shall	Requires any request for reconsideration to be submitted in writing within 30 days of receipt of the initial denial, present significant, relevant information not previously submitted, and demonstrate there have been significant changes in circumstances from the initial decision.	3712.03; 3712.04	No, general rulemaking authority	No, general rulemaking authority
H	Shall	Requires the director to issue a decision on a request for reconsideration within 45 days of receipt.	3712.03; 3712.04	No, general rulemaking authority	No, general rulemaking authority
3701 – 19 – 31 A	Shall	Persons and public agencies that want to provide pediatric respite care programs shall apply for licensure.	3712.061; 3712.041; 3712.031	Yes, state law	Yes, state law
B	Shall	<u>Except as provided in paragraph (C) of this rule, no person or public agency, other than a person or public agency licensed under section 3712.041 of the Revised Code and this chapter, shall hold itself out as providing a pediatric respite care program, or provide a pediatric respite care program, or use the term "pediatric respite</u>	3712.031	Yes, state law	Yes, state law

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		care" or any term containing "pediatric respite care" to describe or refer to a health program, facility, or agency.			
3701 – 19 – 32 A	Shall	Application for license as a pediatric respite care program shall be made on forms prescribed and provided by the director	3712.031	Yes, state law	Yes, state law
A	Shall	Applications shall include such information as the director requires, including the information prescribed by paragraph (C) of this rule	3712.031	Yes, state law	Yes, state law
A	Shall	Applications shall be accompanied by a non-refundable license fee of six hundred dollars in the form of a check or money order payable to the "Treasurer, State of Ohio."	3712.031	Yes, state law	Yes, state law
B	Shall	Requires submission of an application at least 60 days prior to requested date of inspection.	3712.041; 3712.031	Yes, state law	Yes, state law
C	Shall	Establishes the required components of an application for a license for pediatric respite care program including the list of services provided and the number of patient rooms.	3712.041; 3712.031	Yes, state law	Yes, state law
D	Shall	Requires the applicant or the representative to sign an affidavit certifying the truth and accuracy of the application and accompanying materials.	3712.041; 3712.031	Yes, state law	Yes, state law

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D	Shall	If a representative signs the affidavit, he or she shall include documentation that he or she is the applicant's authorized representative.	3712.031	Yes, state law	Yes, state law
E	Shall	Requires the submission of renewal applications at least 90 days prior to license expiration.	3712.041; 3712.031	Yes, state law	Yes, state law
E	Shall	The application shall be made and a renewal fee paid in accordance with paragraph (A) of this rule in the same manner as for an initial license.	3712.031	Yes, state law	Yes, state law
E	Shall	A pediatric respite care program shall submit documentation of continued compliance with the Ohio fire and building codes.	3712.031	Yes, state law	Yes, state law
E	Shall	The director shall renew the license if the program continues to meet the requirements of Chapter 3712. of the Revised Code and Chapters 3701-19 and 3701-13 of the Administrative Code.	3712.031	Yes, state law	Yes, state law
F	Shall	Requires an applicant to submit additional information upon request of the director within 14 days of the mailing.	3712.041; 3712.031	No, general rulemaking authority	No, general rulemaking authority
G	Shall	Requires an out-of-state pediatric respite care program to obtain an Ohio license before providing services in Ohio.	3712.041; 3712.031	No, general rulemaking authority	No, general rulemaking authority

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G	Shall	All pediatric respite patients' clinical records shall be maintained at the Ohio administrative office	372.031	Yes, state law	Yes, state law
H	Shall	Requires licensed programs to notify the director in writing of changes to the information provided in the application no later than 15 days after the change, change of ownership including a fee of \$200, and intent to cease operation at least 60 days prior to ceasing.	3712.041; 3712.031	Yes, state law	Yes, state law
H3	Shall	Requires 60 day notification of closure which includes a plan for ensuring continuity of care for the patients and families. Additionally requires program to provide written notice of closure to program participants at least 60 days prior the ceasing of operation and provide a written discharge plan to each patient to be included in the record, and to obtain written approval of any transfer to another licensed pediatric respite care program and release of records.	3712.031	Yes, state law	Yes, state law
I	Shall	Requires a license program that seeks to increase or decrease the number of beds to provide written notice to the director and apply for an amended license including \$200 for an increase or decrease in beds or \$600 if the increase in beds involves renovation	3712.041; 3712.031	Yes, state law	Yes, state law
I	Shall	Application for an amended license shall be made on forms prescribed and provided by the director.	3712.031	Yes, state law	Yes, state law
I	Shall	Application for amended license shall include such information as the director requires.	37112.031	Yes, state law	Yes, state law

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I	Shall	Application for an amended license shall be accompanied by a non-refundable amended license fee in the form of a check or money order payable to the "Treasurer, State of Ohio"	3712.031	Yes, state law	Yes, state law
3701 – 19 – 33 A	Shall	Requires the director to grant a license for pediatric respite care program to applicants that comply with the chapter 3712 ORC and establishes the services the program is authorized to provide.	3712.041; 3712.061; 3712.031	Yes, state law	Yes, state law
B	Shall	Requires the director to provide electronic or written notice to applicants granting the license proposal to deny license within 30 days of receipt of all information necessary to make that determination.	3712.041; 3712.031	Yes, state law	Yes, state law
B	Shall	30 period shall be extended if the director has received a complaint concerning an applicant	3712.031	Yes, state law	Yes, state law
B	Shall	The director shall conduct a complaint investigation within thirty days after receipt of the complaint	3712.031	Yes, state law	Yes, state law
B	Shall	The director shall mail written notice of the determination regarding the license application within thirty days after completion of the complaint investigation.	3712.031	Yes, state law	Yes, state law
C	Shall	Establishes the components that are licensed must include such as name and address of program location, patient capacity, the license is valid for three years, and that the license must be posted in a conspicuous location.	3712.041; 3712.031	Yes, state law	Yes, state law

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E	Shall	Requires program that seeks to transfer a license to a new location to submit a license application, fee, and include all information necessary for determination to be made no later than 90 days prior to their current license expiration or 90 days prior to the proposed transfer.	3712.041; 3712.031	Yes, state law	Yes, state law
E	Shall	The application shall include all information required by paragraph (C) of rule 3701-19-21 of the Administrative Code	3712.031	Yes, state law	Yes, state law
E	Must	The application must be received by the director no later than ninety days prior to the current license expiration or ninety days prior to the proposed transfer or relocation, whichever occurs sooner.	3712.031	Yes, state law	Yes, state law
E2	Shall	Requires the director to allow a license to be transferred if established criteria are met including, but not limited to, the new location passes the licensor inspection, program is not undergoing any enforcement action, and the program continues to provide the full range of services at the new location.	3712.041; 3712.061; 3712.031	Yes, state law	Yes, state law
E2b	Shall	Any pending complaints against a program seeking to transfer its license shall be investigated within thirty days of the request for transfer	3712.031	Yes, state law	Yes, state law
E2b	Must	Complaint investigations must be completed before any transfer of the license may occur.	3712.031	Yes, state law	Yes, state law
E3	Shall	The director shall notify the pediatric respite care program of whether or not the license may be transferred	3712.031	Yes, state law	Yes, state law

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E3	Shall	If the director determines that the license is not transferable, the director shall provide the pediatric respite care program with an opportunity for a reconsideration	3712.031	Yes, state law	Yes, state law
E3a	Shall	The pediatric respite care program shall request a reconsideration in writing within thirty days of the mailing of the notice of determination.	3712.031	Yes, state law	Yes, state law
E3b	Shall	The request shall include any written documentation or other information not previously submitted to the director that the pediatric respite care program wishes to refute the determination.	3712.031	Yes, state law	Yes, state law
E3d	Shall	The pediatric respite care program shall obtain a license for the new location prior to commencing services at the new location.	3712.031	Yes, state law	Yes, state law
3701 – 19 – 34 A	Shall	Requires the director to conduct an announced inspection prior to the opening of the pediatric respite care program.	3712.031	Yes, state law	Yes, state law
B	Shall	Requires the director to make an unannounced licensure inspection at least once every three years.	3712.031	Yes, state law	Yes, state law
C	Shall	Requires the director to inspect patient care rooms prior to approving an amended license for an increase.	3712.031	Yes, state law	Yes, state law

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D	Shall	Establishes the fees charged for license inspections including amended license, complaint, follow-up, and desk auditor compliance reviews.	3712.031	Yes, state law	Yes, state law
E	Shall	Each pediatric respite care program shall provide the director access to its premises and staff at all times and to pertinent records upon request.	3712.031	Yes, state law	Yes, state law
E	Shall	The program shall ensure that the director has access to all parts of its facilities, services, and records, including any services provided under contract with the program.	3712.031	Yes, state law	Yes, state law
F	Shall	Requires program to submit a plan of correction for each violation the director finds on inspection within 14 days after receiving the directors notification that the plan is required.	3712.031	Yes, state law	Yes, state law
3701 – 19 – 35 A	Shall	The director shall petition the Court of Common Pleas for injunctive release in any County where and unlicensed pediatric respite care program is being operated.	3712.031	No, general rulemaking authority	No, general rulemaking authority
B	Shall	Requires the Department of Health to petition a court for injunctive relief if a person or public agency requests that the department do so and the department finds that an unlicensed pediatric respite program exists in violation of law and rule.	3712.031	No, general rulemaking authority	No, general rulemaking authority
3701 – 19 – 36 A	Shall	Establishes the general requirements for the services provided by pediatric respite care program including, but not limited to continuous care, 24/7 care, care must be coordinated by one individual, must utilize an IDT, and maintain a clinical record for all patients.	3712.031	Yes, state law	Yes, state law

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A3	Shall	IDT shall be coordinated by one designated individual who shall ensure that all components of the plan of care are addressed and implemented	3712.031	Yes, state law	Yes, state law
C	Shall	Requires a program after licensure to comply with all requirements of chapter 3712. ORC and chapter 3701 – 19 OAC.	3712.031	Yes, state law	Yes, state law
3701 – 19 – 37 A	Shall	Establishes that the overall conduct and operation of the program including quality of care is the legal responsibility of a governing body.	3712.031	No, general rulemaking authority	No, general rulemaking authority
C	Shall	Establishes the list of actions the governing body shall take, including, but not limited to establishing policies for the operation and management of the program and personnel qualifications for employees and contractors..	3712.031	No, general rulemaking authority	No, general rulemaking authority
C1b	Shall	Establishes the governing body minimum requirements the program shall have for policies and procedures to receive and respond to patient grievances regarding medical treatment, quality of care, the lack of respect for person or property, mistreatment, neglect, verbal, mental, sexual, and physical abuse, including injuries of unknown source, and misappropriation of patient property by any individual furnishing services on behalf of the pediatric respite care program.	3712.031	No, general rulemaking authority	No, general rulemaking authority
C2b	Shall	Requires medical director to designate a physician to act in their absence.	3712.031	No, general rulemaking authority	No, general rulemaking authority

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C3	Shall	Requires the program to appoint a director .	3712.031	No, general rulemaking authority	No, general rulemaking authority
C3c	Shall	The program director shall designated individual to act on their behalf.	3712.031	No, general rulemaking authority	No, general rulemaking authority
D	Shall	Requires the program governing body to conduct an ongoing comprehensive integrated assessment of the quality and appropriateness of care.	3712.031	No, general rulemaking authority	No, general rulemaking authority
E	Shall	The pediatric respite care program governing body shall designate an individual or individuals to be responsible for the quality assessment and performance improvement program.	3712.031	Yes, state law	No, general rulemaking authority
E	Shall	The designee or designees shall implement and report on activities and mechanisms for monitoring the quality of care, identify and resolve problems, and make suggestions for improving care	3712.031	Yes, state law	Yes, state law
E	Shall	The designee or designees shall provide their reports to the governing body of the program	3712.031	Yes, state law	Yes, state law
E	Shall	The pediatric respite care program shall use the findings of the quality assessment and performance improvement program to correct identified problems and to revise pediatric respite care program policies if necessary	3712.031	Yes, state law	Yes, state law

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F	Shall	The pediatric respite care program governing body shall use the findings of the quality assessment and performance improvement program to correct identified problems and to revise pediatric respite care program policies if necessary.	3712.031	Yes, state law	Yes, state law
3701 – 19 – 38 A	Shall	Requires the licensed program to utilize personnel with appropriate training and qualifications	3712.031	No, general rulemaking authority	No, general rulemaking authority
A	Shall	Any staff member, including a volunteer, who functions in a professional capacity, shall meet the standards applicable to that profession, including but not limited to possessing current Ohio licensure, registration, or certification, if required by law, and practicing within the applicable scope of practice.	3712.031	No, general rulemaking authority	No, general rulemaking authority
B	Shall	Requires the program to provide written job description and responsibilities to each staff member or volunteer including contracted staff .	3712.031	No, general rulemaking authority	No, general rulemaking authority
B	Shall	The program shall ensure that the services provided by staff members, including volunteers and contracted staff, are provided:	3712.031	No, general rulemaking authority	No, general rulemaking authority
B5 a	Shall	Requires staff in the program to have written health policies, written plan to ensure the health and safety of patients that includes policies and procedures for screening staff including volunteers or communicable diseases, to prevent the spread of communicable disease, to prevent infected or ill staff from providing direct care, and require the documentation of self-assessment for the CDC TB control program.	3712.031	No, general rulemaking authority	No, general rulemaking authority

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B5b	Shall	The pediatric respite care program shall have a written plan to ensure the health and safety of pediatric respite patients that includes policies and procedures regarding screening of staff, including volunteers, for communicable diseases.	3712.031	No, general rulemaking authority	No, general rulemaking authority
B5c	Shall	The pediatric respite care program shall have written policies and procedures regarding measures taken to prevent staff, including volunteers, with direct pediatric respite patient contact who have been diagnosed with a communicable disease from transmitting this disease to patients, care givers or other staff.	3712.031	No, general rulemaking authority	No, general rulemaking authority
B5c	Shall	The policies shall indicate when infected or ill staff must not render direct patient care	3712.031	No, general rulemaking authority	No, general rulemaking authority
B5d	Shall	The pediatric respite care program shall document, as applicable, compliance with U.S. department of labor's occupational safety and health administration, U.S. centers for disease control and prevention and applicable Ohio department of health standards concerning health requirements for staff provision of services in health care settings, including requirements for maintaining tuberculosis control.	3712.031	No, general rulemaking authority	No, general rulemaking authority
C	Shall	Requires a program to ensure that all personnel treat each patient with respect and prevent abuse, neglect, exploitation, and misappropriation patient's property.	3712.031	No, general rulemaking authority	No, general rulemaking authority
D	Shall	Requires a program to provide orientation and ongoing training for personnel and volunteers.	3712.031	No, general rulemaking authority	No, general rulemaking authority

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E	Shall	Requires evaluation of all staff on a regular basis.	3712.031	No, general rulemaking authority	No, general rulemaking authority
F	Shall	No pediatric respite program shall employ an individual who has been convicted of or pled guilty to specified crimes.	3712.09; 3712.031	Yes, state law	Yes, state law
G	Shall	Nothing in the rule shall prohibit continuing care by home health agency, hospice program, or other personal care provider for pediatric respite care patients.	3712.031	No, general rulemaking authority	No, general rulemaking authority
G	Shall	Establishes the requirements for a pediatric respite care patient or pediatric respite care patient's family wishes to have privately contracted services continue while the pediatric respite care patient is in the respite facility.	3712.031	No, general rulemaking authority	No, general rulemaking authority
G2	Shall	The written agreement required by this paragraph shall include a statement signed by all parties acknowledging that they understand the agreement and that the pediatric respite care patient's needs will be met while the pediatric respite care patient is in the respite facility.	3712.031	No, general rulemaking authority	No, general rulemaking authority
G2	Shall	The agreement shall not be complete without this signed statement	3712.031	No, general rulemaking authority	No, general rulemaking authority
G2	Shall	Establishes the additional requirements for the written agreement	3712.031	No, general rulemaking authority	No, general rulemaking authority

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G2b	Shall	All care shall be provided within the provider's scope of practice;	3712.031	No, general rulemaking authority	No, general rulemaking authority
G2c	Shall	All care provided shall be documented and made part of the pediatric respite care patient's medical record; and	3712.031	No, general rulemaking authority	No, general rulemaking authority
3701 – 19 – 39 A	Shall	Requires the program medical director to be a physician maintains overall responsibility for the medical components of the program.	3712.031	No, general rulemaking authority	No, general rulemaking authority
B	Shall	Requires the medical director to review patient medical eligibility, participate in the IDT, consult with attending physicians when appropriate, ensure continuity of care, act as a liaison, establish health policies for employees, and liaise with community physician schools and hospitals.	3712.031	No, general rulemaking authority	No, general rulemaking authority
3701 – 19 – 40 A	Shall	Each pediatric respite care program shall have an interdisciplinary team or teams that provides or supervises the provision of pediatric respite care and services.	3712.031	Yes, state law	Yes, state law
A	Shall	The governing body of the pediatric respite care program shall designate a registered nurse that is a member of an interdisciplinary team to coordinate the overall functioning of that interdisciplinary team	3712.031	Yes, state law	Yes, state law
B	Shall	establishes the functions of the interdisciplinary team or teams.	3712.031	Yes, state law	Yes, state law

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B2b	Shall	The interdisciplinary plan of care shall be reviewed and revised if necessary, upon each subsequent admission.	3712.031	Yes, state law	Yes, state law
C	Shall	Requires a program to ensure that each patient's attending physician periodically reviews the patient's plan of care.	3712.031	Yes, state law	Yes, state law
3701 – 19 – 41 B	Shall	If the program contracts for a component or component of care at care must be provided by licensed, certified, accredited hospital, nursing home, home health agency, or hospice care program. And establishes the requirements for those contracts including documentation and IDT coordinator approval.	3712.031	Yes, state law	Yes, state law
C	Shall	Establishes that written contracts are legally binding for both parties and must include the services to be provided, services provided with express authorization of the license program, and include information on the roles of the provider and the program as well as qualifications of the personnel providing services.	3712.031	Yes, state law	Yes, state law
C7	Shall	Stipulate that the pediatric respite care program shall provide pediatric respite care orientation and training, in accordance with paragraph (E) of rule 3701-19-38 of the Administrative Code, to the contractor's personnel who provide the care under the contract.	3712.031	Yes, state law	Yes, state law
D	Shall	Requires the program to ensure continuity of patient and family care.	3712.031	Yes, state law	Yes, state law
E	Shall	Requires the program to maintain professional management responsibility for all contracted services and ensure those services are provided in a safe and effective manner.	3712.031	Yes, state law	Yes, state law

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3701 – 19 – 42 A	Shall	If the program utilizes volunteers, requires volunteers to provide services under the supervision of a designated qualified and experienced staff member.	3712.031	Yes, state law	Yes, state law
B	Shall	If the program utilizes volunteers, requires the program to provide orientation and ongoing training to volunteers	3712.031	Yes, state law	Yes, state law
3701 – 19 – 43 A	Shall	The supervision of nursing care shall be provided by an RN.	3712.031	Yes, state law	Yes, state law
A	Shall	The program shall direct and staff nursing services to meet the nursing needs of all of the pediatric respite care program's patients.	372.031	Yes, state law	Yes, state law
A	Shall	The program shall specify the patient care responsibilities of nursing personnel.	3712.031	Yes, state law	Yes, state law
B	Shall	Requires an RN to be responsible for the supervision and oversight of all nursing services.	3712.031	Yes, state law	Yes, state law
D	Shall	Requires program to ensure nursing care is available 24/7.	3712.031	Yes, state law	Yes, state law

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E	Shall	Requires the program to ensure policies and procedures are available to nursing staff.	3712.031	Yes, state law	Yes, state law
3701 – 19 – 44 A	Shall	Requires a program to make medical social services available to patient and family members as needed.	3712.031	Yes, state law	Yes, state law
A	Shall	Medical social services shall be provided by a social worker under the direction of a physician.	3712.031	Yes, state law	Yes, state law
B	Shall	Requires the program to consider the medical social service needs of each patient during IDT review.	3712.031	Yes, state law	Yes, state law
C	Shall	Requires medical social services to be provided in a timely manner in accordance with program policy.	3712.031	Yes, state law	Yes, state law
3701 – 19 – 45 B	Shall	Requires a program to coordinate palliation and medical service to meet patient needs by a physician, physician assistant under the supervision, control, or direction of physician or an advanced practice registered nurse in collaboration with the physician.	3712.031	Yes, state law	Yes, state law
C	Shall	Requires all medical orders for treatment, procedures, tests, and medications to be signed by a physician, a physician assistant, or APRN.	3712.031	Yes, state law	Yes, state law

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3701 – 19 – 46 A	Shall	Requires program to make counseling services available to patients and patient family members on request.	3712.031	Yes, state law	Yes, state law
A	Shall	Counseling services must include dietary, spiritual, bereavement, and other necessary counseling.	3712.031	Yes, state law	Yes, state law
A	Shall	Services must be provided by a qualified interdisciplinary team member or other qualified individual acting within their scope of practice.	3712.031	Yes, state law	Yes, state law
A1	Shall	requires the program to provide counseling services to meet the needs of patients.	3712.061; 3712.031	Yes, state law	Yes, state law
A 2	Shall	Requires periodic assessment of patient and family needs for counseling including religious preference and self determine goals.	3712.061; 3712.031	Yes, state law	Yes, state law
A3	Shall	Requires the program to provide dietary counseling provided by or under the supervision of a dietitian or unable to obtain a dietitian by a nurse.	3712.031	Yes, state law	Yes, state law
A3	Shall	Dietary counseling shall include use of food and mealtime to promote quality of life for pediatric respite care patients and to meet their needs for symptom control.	3712.031	Yes, state law	Yes, state law

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A3	Shall	Dietary counseling shall be planned and provided by or under the supervision of a dietitian or, if the program is unable to obtain the services of a dietitian, by a nurse.	3712.031	Yes, state law	Yes, state law
B	Shall	Requires the program to make reasonable efforts to arrange for visits from clergy or other religious organizations upon patient request.	3712.031	Yes, state law	Yes, state law
B	Shall	The program shall apprise patients of the opportunity for spiritual counseling.	3712.031	Yes, state law	Yes, state law
C	Shall	Requires the program to provide bereavement services if requested patient families under the supervision of a designated qualified professional with the education and experience in bereavement.	3712.031	Yes, state law	Yes, state law
C	Shall	Bereavement services shall be provided under the supervision of a designated qualified professional with education or experience in providing those services.	3712.031	Yes, state law	Yes, state law
C1	Shall	Requires plan of care for bereavement services to reflect family needs and specify the frequency and the person providing the services.	3712.031	Yes, state law	Yes, state law
C2	Shall	Requires bereavement services to be based on assessment of the family's needs.	3712.031	Yes, state law	Yes, state law

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3701 – 19 – 47 A	Shall not	Prohibits the admission of patients who do not meet the definition of the pediatric respite care patient	3712.031	Yes, state law	Yes, state law
B	Shall	Requires programs to admit patients without discrimination.	3712.031	Yes, state law	Yes, state law
C	Shall	Requires the program to obtain informed consent from patient or patient family member or representative.	3712.031	Yes, state law	Yes, state law
C	Shall	This form shall include an acknowledgement by signature of the patient or patient's representative, that they have been given a full explanation of the respite care program as it relates to the patient's life-threatening disease or condition and have been informed that the patient may withdraw consent at any time.	3712.031	Yes, state law	Yes, state law
D	Shall	Requires a program to allow the patient to withdraw from the program at any time.	3712.031	Yes, state law	Yes, state law
E	Shall	Requires the program to provide the patient and family with information on the scope of services provided by the program.	3712.031	Yes, state law	Yes, state law
F	Shall	Requires the program to obtain an oral statement from the patient's attending physician if any, and the medical director of the program certifying the patient is a life-threatening disease or condition.	3712.031	Yes, state law	Yes, state law

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F1	Shall	Requires a program to obtain written confirmation within acceptable standards of practice.	3712.031	Yes, state law	Yes, state law
F2	Shall	The statement must be signed by the patient's attending physician and the medical director or a physician member of the IDT.	3712.031	Yes, state law	Yes, state law
3701 – 19 – 48 A	Shall	Requires the program to be inspected by the director prior to admitting any patients.	3712.031	Yes, state law	Yes, state law
A	Shall	The new pediatric respite care program facility shall not admit patients until the director has determined that the facility is in compliance with the requirements of this chapter of the Administrative Code.	3712.031	Yes, state law	Yes, state law
B	Shall	Requires the program to meet all applicable Ohio fire code requirements.	3712.031	Yes, state law	Yes, state law
C	Shall	Requires compliance with building codes and obtaining certificate of occupancy.	3712.031	Yes, state law	Yes, state law
D	Shall	Requires the program facility to be attached to a sewage system and to be inspected if it is not a public sewage system.	3712.031	Yes, state law	Yes, state law

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E	Shall	Establishes the construction, design, communication system, provisions, isolation, meal service, and environmental requirements for the program facility.	3712.031	Yes, state law	Yes, state law
E6a	Shall	A program with its own meal service must meet additional requirements.	3712.031	Yes, state law	Yes, state law
3701 – 19 – 49 A	Shall	Requires that nursing services be available 24/7.	3712.031	Yes, state law	Yes, state law
A1	Shall	Each shift shall have staff in sufficient number to meet the needs of patients	3712.031	Yes, state law	Yes, state law
A2	Shall	Each shift shall be staffed by a nurse who provides direct care, requires that if the shift is staffed by an LPN and RN must be on-call.	3712.031	Yes, state law	Yes, state law
B	Shall	Requires the type and number of personnel available on each shift to be sufficient to meet the needs of patients.	3712.031	Yes, state law	Yes, state law
C	Shall	Requires the program to provide treatments, medications, and diets as prescribed.	3712.031	Yes, state law	Yes, state law

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D	Shall	The facility shall keep each patient comfortable, clean, well-groomed, and protected from accident, injury, and infection.	3712.031	Yes, state law	Yes, state law
D1	Shall	Patient's shall be protected from accident and injury through the use of appropriate safety measures.	3712.031	Yes, state law	Yes, state law
D2	Shall	Routine, special care, and emergency needs of all patients shall be met at all times.	3712.031	Yes, state law	Yes, state law
D3	Shall	Patient calls shall be responded to promptly.	3712.031	Yes, state law	Yes, state law
3701 – 19 – 50 A	Shall	Each pediatric respite care program shall establish and maintain a clinical record for each pediatric respite care patient receiving care and services from the program and his or her family.	3712.031	Yes, state law	Yes, state law
A		The record shall be established and maintained in a central location in accordance with accepted standards of practice	3712.031	Yes, state law	Yes, state law
A1		The pediatric respite care program shall maintain the records and reports for seven years following the date of the pediatric respite care patient's discharge, except if the resident is a minor,	3712.031	Yes, state law	Yes, state law

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A1		if the resident is a minor, the records shall be maintained for three years past the age of majority but not less than seven years.	3712.031	Yes, state law	Yes, state law
A2		Upon closure of the pediatric respite care program facility, the operator shall provide and arrange for the retention of records and reports in a secured manner for not less than seven years.	3712.031	Yes, state law	Yes, state law
A2		The pediatric respite care program shall notify the director of the location where the records will be stored.	3712.031	Yes, state law	Yes, state law
B	Shall	Requires each program to have a clinical record that is comprehensive.	3712.031	No, general rulemaking authority	No, general rulemaking authority
B	Shall	The record shall be organized in a manner that systematically facilitates retrieval of information.	3712.031	No, general rulemaking authority	No, general rulemaking authority
B	Shall	Entries to the clinical record shall be made, dated, and signed by the person providing the service within acceptable written standards of practice guidelines.	3712.031	No, general rulemaking authority	No, general rulemaking authority
B	Shall	All services furnished by employees, persons under contract, or volunteers, shall be documented in the clinical record.	3712.031	No, general rulemaking authority	No, general rulemaking authority

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C	Shall	Establishes the minimum components of clinical record including, but not limited to, identification data, medical history, consent forms, and documentation of services.	3712.031	No, general rulemaking authority	No, general rulemaking authority
D	Shall	Requires a program to store clinical records and protect against loss, destruction, unauthorized use, and confidentiality.	3712.031	Yes, both state and federal law	Yes, both state and federal law
D	Shall	The program also shall have policies and procedures to ensure the confidentiality of records.	3712.031	Yes, state law	Yes, state law
E	Shall	Requires programs that maintain patient's clinical record electronically to ensure the system meets the requirements of division P of section 3701.75 ORC.	3712.031	No, general rulemaking authority	No, general rulemaking authority
E	Shall	Electronic patient clinical records shall be accessible to the director during inspections.	3712.301	Yes, state law	Yes, state law
3701 – 19 – 51 A	Shall	Requires program to arrange for medical supplies, appliances, drugs, and biologicals for patients.	3712.031	No, general rulemaking authority	No, general rulemaking authority
A	Shall	The program shall ensure that drugs and biologicals are available at all times.	3712.031	No, general rulemaking authority	No, general rulemaking authority

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C	Shall	Requires the program to ensure drugs/biologicals are administered only by a physician, registered nurse, licensed practical nurse, patient or family member approved by the attending physician, or an individual authorized by other sections of the ORC.	3712.031	No, general rulemaking authority	No, general rulemaking authority
D	Shall	Requires that patient, family members, or other individuals authorized to administer medication be documented in the patient's plan of care.	3712.031	No, general rulemaking authority	No, general rulemaking authority
E	Shall	Requires the program to have a written policy for disposing of controlled substances maintained by the facility when they're no longer needed.	3712.031	No, general rulemaking authority	No, general rulemaking authority
F	Shall	Requires the program to ensure the patient, patient's representative, or patient's family receive a copy of the programs written policies and procedures and education on the management and disposal of controlled substances when it is ordered and document.	3712.031	No, general rulemaking authority	No, general rulemaking authority
3701 – 19 – 52 B	Must	Requires the pediatric respite care program applying for a waiver or variance to submit a written request to the director specifies what must be included in that request.	3712.031	No, general rulemaking authority	No, general rulemaking authority
B	Must	The written request to the director must include the information listed in the paragraph.	3712.031	No, general rulemaking authority	No, general rulemaking authority
F	Shall not	The decision of the director on a waiver or variance shall not be used as a precedent for another case.	3712.031	No, general rulemaking authority	No, general rulemaking authority

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G	Must	Establishes what must be included in a request for reconsideration of a denial of waiver variance by the director.	3712.031	No, general rulemaking authority	No, general rulemaking authority
H	Shall	Requires the director to issue a decision within 45 days of receipt of request for reconsideration and all information necessary.	3712.031	No, general rulemaking authority	No, general rulemaking authority
3701-21-01 (I)	Must	"Food service operation" means an operation as defined in section 3717.01 of the Revised Code. Two or more food serving areas, each supplied by separate kitchens, are considered two or more separate food service operations and must be licensed individually even though located in the same building or structure.	3717.51	Yes, state law	Yes, state law
3701-21-02 (A)	Shall	During the month of February of each year, and not later than March first, except as hereinafter provided, every operator of a food service operation proposing to operate during any part of the licensing year shall apply for a license for that year from the board of health of the health district in which the food service operation is located.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02 (A)	Shall	This provision shall apply to all food service operations except seasonal food service operations, mobile food service operations, temporary food service operations, and new food service operations opened for business subsequent to March first of each year. All licenses issued to a food service operation expire pursuant to division (C) of section 3717.43 of the Revised Code.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02 (B)	Shall	An application for a license to operate a new food service operation during any part of the year shall be filed as hereinafter provided not less than ten days before the food service operation is opened for business. If proper application has been made, the facility layout and equipment specifications have been approved and complied with on the final inspection, and all items are in compliance with Chapter 3717. of the Revised Code and Chapter	3717.04 and 3717.51	Yes, state law	Yes, state law

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		3717-1 of the Administrative Code, the ten-day waiting period may be waived and the license issued.			
3701-21-02 (C)	Shall	The operator of a mobile food service operation shall make application for a license to the board of health of the health district in which the operator's business headquarters are located.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02 (C)	Shall	The operator of a mobile food service operation whose business address is located outside of Ohio shall make application for a license to the board of health having jurisdiction over the operator's first Ohio location in any one licensing year.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02 (C)	Shall	A food service license issued to an operator of a mobile food service operation by an approved health district, as provided in Chapter 3717. of the Revised Code, shall be recognized by all other licensors in this state.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02 (D)	Shall	The operator of a food service operation shall make written application for a license to the licensor on an application form prescribed by the director of health which shall contain all pertinent information related to the portions of the premises utilized for the food service operation.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02 (D)	Shall	The operator of a food service operation shall make written application for a license to the licensor on an application form prescribed by the director of health which shall contain all pertinent information related to the portions of the premises utilized for the food service operation.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02 (E)	Shall	Fees for issuing and renewing food service operation licenses, determined by the licensor in accordance with section 3717.45 of the Revised Code, may be levied upon each food service operation. These fees shall be used solely for paying the expense	3717.04 and 3717.51	Yes, state law	Yes, state law

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		of the administration and enforcement of Chapter 3717. of the Revised Code and Chapter 3717-1 of the Administrative Code and this chapter.			
3701-21-02 (E)(1)	Shall	In determining the amount of the annual license fee, the licensor shall use the categories established by rule 3701-21-02.1 of the Administrative Code and the cost analysis established by rule 3701-21-02.2 of the Administrative Code.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02 (E)(2)	Shall	If a license fee as prescribed under this paragraph is not filed with the licensor or postmarked on or before the date it is due, a penalty of twenty-five per cent of any such fee shall be imposed and paid.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02 (E)(3)	Shall	Fees authorized or charged under this paragraph shall be in lieu of all food service operation license and inspection fees required by the licensor on or with respect to the operation of, ownership of or employment by food service operations within this state, except as provided in paragraph (C) of rule 3701-21-02.1 of the Administrative Code.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02 (E)(3)	Shall	Fees authorized or charged under this paragraph shall be in lieu of all food service operation license and inspection fees required by the licensor on or with respect to the operation of, ownership of or employment by food service operations within this state, except as provided in paragraph (C) of rule 3701-21-02.1 of the Administrative Code.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02 (F)(1)	Shall	For each food service operation license issued the following applicable amount shall be collected and transmitted by the licensor to the director of health for deposit in the general operations fund created in section 3701.83 of the Revised Code and used for administering and enforcing Chapter 3717. of the Revised Code, Chapter 3717-1 of the Administrative Code, and this chapter: twenty-eight	3717.04 and 3717.51	Yes, state law	Yes, state law

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3701-21-02 (F)(2)	Shall	For each food service operation license issued the following applicable amount shall be collected and transmitted by the licensor to the director of health for deposit in the general operations fund created in section 3701.83 of the Revised Code and used for administering and enforcing Chapter 3717. of the Revised Code, Chapter 3717-1 of the Administrative Code, and this chapter: fourteen	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02 (F)(3)	Shall	For each food service operation license issued the following applicable amount shall be collected and transmitted by the licensor to the director of health for deposit in the general operations fund created in section 3701.83 of the Revised Code and used for administering and enforcing Chapter 3717. of the Revised Code, Chapter 3717-1 of the Administrative Code, and this chapter: six	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02 (G)	shall	The operator of a food service operation that caters shall make application for a license to the board of health of the health district in which the operator's kitchen is located.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02 (G)	Shall	A food service license issued to an operator of a catering food service operation by a licensor, as provided in section 3717.43 of the Revised Code, shall be recognized by all other licensors in this state.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02 (G)	Shall	The operator of a food service operation that caters shall maintain a copy of the license at each catered event.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02 (H)	Shall	A licensee shall display the license for that food service operation at all times at the licensed location.	3717.04 and 3717.51	Yes, state law	Yes, state law

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3701-21-02 (H)	Shall	Each operator of a mobile food service operation shall conspicuously display the name of the operation, the city of origin, and area code and telephone number on the exterior of the mobile unit.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02 (H)	Shall	The name and city of origin of the food service operation shall be displayed with individual lettering measuring at least three inches high and one inch wide.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.1 (A)(1)	Shall	The licensor shall establish fees for: Food service operations in which the interior premises is under twenty-five thousand square feet for each risk level specified in rule 3701-21-02.3 of the Administrative Code;	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.1 (A)(2)	Shall	The licensor shall establish fees for: Food service operations in which the interior premises is twenty-five thousand square feet or more for each risk level specified in rule 3701-21-02.3 of the Administrative Code;	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.1 (A)(3)	Shall	The licensor shall establish fees for: Temporary food service operations as a per event fee or as a per day fee;	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.1 (A)(4)	Shall	The licensor shall establish fees for: Each mobile food service operation; and	3717.04 and 3717.51	Yes, state law	Yes, state law

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3701-21-02.1 (A)(5)	Shall	The licensor shall establish fees for: Each vending machine location.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.1 (A)(5)	Shall not	Additionally, as specified in section 3717.07 of the Revised Code, the license fee for vending machine locations shall not be increased by more than the percentage of increase in the consumer price index for all urban consumers (United States city average, all items), prepared by the United States department of labor, bureau of labor statistics, for the immediately preceding calendar year.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.1 (B)(1)	Shall	Noncommercial food service operations in all risk level categories, which shall be fifty per cent of the fee established in paragraphs (A)(1) and (A)(2) of this rule, as applicable; and	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.1 (B)(2)	Shall	Noncommercial temporary food service operations, which shall be fifty per cent of the fee established in paragraph (A)(3) of this rule.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.2 (A)	shall	A cost analysis shall be conducted each fiscal year.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.2 (A)	shall	The licensor shall use data from the previous fiscal year to calculate the actual cost of administering and enforcing Chapter 3717. of the Revised Code and the rules adopted thereunder for food service operations and retail food establishments licensed by the licensor.	3717.04 and 3717.51	Yes, state law	Yes, state law

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3701-21-02.2 (A)(1)	shall	The licensor shall calculate the actual cost of administration and enforcement attributable to each of the following components on forms prescribed or approved by the director of agriculture and the director of health: Risk level I, risk level II, risk level III, and risk level IV food service operations and retail food establishments;	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.2 (A)(2)	shall	The licensor shall calculate the actual cost of administration and enforcement attributable to each of the following components on forms prescribed or approved by the director of agriculture and the director of health: Mobile food service operations and mobile retail food establishments;	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.2 (A)(3)	shall	The licensor shall calculate the actual cost of administration and enforcement attributable to each of the following components on forms prescribed or approved by the director of agriculture and the director of health: Temporary food service operations and temporary retail food establishments; and	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.2 (A)(4)	shall	The licensor shall calculate the actual cost of administration and enforcement attributable to each of the following components on forms prescribed or approved by the director of agriculture and the director of health: Vending machine locations.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.2 (B)	shall	Except as specified in paragraph (D) of this rule, the licensor shall calculate the cost attributable to each component listed in paragraph (A) of this rule for administering and enforcing Chapter 3717. of the Revised Code and the rules adopted thereunder for operations licensed by the licensor.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.2 (B)	Shall not	Cost shall not exceed all reasonable and necessary direct cost and indirect cost determined in accordance with 2 C.F.R. 225 (as published on August 31, 2005). For the purpose of this rule, indirect cost means support cost which includes support staff cost plus overhead costs.	3717.04 and 3717.51	Yes, state law	Yes, state law

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3701-21-02.2 (B)(1)	shall	The licensor shall use a form prescribed or approved by the director of agriculture and the director of health that includes the following data: A list of all inspecting sanitarians who worked in the component;	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.2 (B)(2)	shall	The licensor shall use a form prescribed or approved by the director of agriculture and the director of health that includes the following data: The total hours worked in the component by each inspecting sanitarian;	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.2 (B)(3)	shall	The licensor shall use a form prescribed or approved by the director of agriculture and the director of health that includes the following data: The total hours that each inspecting sanitarian worked in the last year;	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.2 (B)(4)	shall	The licensor shall use a form prescribed or approved by the director of agriculture and the director of health that includes the following data: The total annual wages or salary paid to each inspecting sanitarian;	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.2 (B)(5)	shall	The licensor shall use a form prescribed or approved by the director of agriculture and the director of health that includes the following data: The total amount for fringe benefits paid on behalf of each inspecting sanitarian;	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.2 (B)(6)	shall	The licensor shall use a form prescribed or approved by the director of agriculture and the director of health that includes the following data: The total travel costs for each inspecting sanitarian;	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.2 (B)(7)(a)	shall	The licensor shall use a form prescribed or approved by the director of agriculture and the director of health that includes the following data: The support costs for the component as determined by one of the following methods: Use of actual support cost not to exceed thirty per cent of the total program cost for items, such as	3717.04 and 3717.51	Yes, state law	Yes, state law

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		salary and fringe benefits of the health commissioner, the director of environmental health, supervisory staff, clerical staff, utilities, rent, supplies, equipment, liability insurance, and training;			
3701-21-02.2 (B)(7)(b)	Shall	The licensor shall use a form prescribed or approved by the director of agriculture and the director of health that includes the following data: The support costs for the component as determined by one of the following methods: Use of an indirect cost rate of thirty per cent of the wages or salaries and fringe benefits of inspecting sanitarians attributable to the component; or	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.2 (B)(7)(c)	Shall	The licensor shall use a form prescribed or approved by the director of agriculture and the director of health that includes the following data: The support costs for the component as determined by one of the following methods: Use of actual support cost not to exceed thirty per cent of the total program cost for items, such as salary and fringe benefits of the health commissioner, the director of environmental health, supervisory staff, clerical staff, utilities, rent, supplies, equipment, liability insurance, and training; Application of a negotiated indirect cost rate and calculation method approved by an agency of the federal government for the licensor to the component;	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.2 (B)(8)	shall	The licensor shall use a form prescribed or approved by the director of agriculture and the director of health that includes the following data The sampling and laboratory costs for the component other than those costs specified in paragraph (C)(2) of rule 3701-21-02.1 of the Administrative Code;	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.2 (B)(9)	shall	The licensor shall use a form prescribed or approved by the director of agriculture and the director of health that includes the following data: Funding for the component which includes revenues obtained from license fees and penalty fees.	3717.04 and 3717.51	Yes, state law	Yes, state law

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3701-21-02.2 (C)(1)	shall	The licensor shall calculate the license fee for each food service operation category listed in rule 3701-21-02.1 of the Administrative Code as follows: The vending machine location category cost divided by the number of vending machine location licenses issued.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.2 (C)(2)	shall	The licensor shall calculate the license fee for each food service operation category listed in rule 3701-21-02.1 of the Administrative Code as follows: The mobile food service operation and the mobile retail food establishment category cost divided by the number of mobile food service operation and the mobile retail food establishment licenses issued.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.2 (C)(3)(a)	shall	The licensor shall calculate the license fee for each food service operation category listed in rule 3701-21-02.1 of the Administrative Code as follows: For a temporary food service operation: Using fees established on a per event basis, the temporary food service operation and temporary retail food establishment category cost divided by the number of temporary food service operation and temporary retail food establishment licenses issued. If a licensor elects to establish a noncommercial fee for temporary food service operations and temporary retail food establishments, the category cost is divided by the number of licenses issued for commercial temporary food service operations and commercial temporary retail food establishments plus fifty per cent of the number of licenses issued for noncommercial temporary food service operations and noncommercial temporary retail food establishments; or	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.2 (C)(3)(a)	shall	The licensor shall calculate the license fee for each food service operation category listed in rule 3701-21-02.1 of the Administrative Code as follows: For a temporary food service operation: Using fees established on a per day basis, the temporary food service operation and temporary retail food establishment category cost divided by the total number of days for which temporary licenses were issued. If a licensor elects to establish a	3717.04 and 3717.51	Yes, state law	Yes, state law

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		noncommercial fee for temporary food service operations and temporary retail food establishments, the category cost is divided by the number of days for which commercial licenses were issued plus fifty per cent of the number of days for which temporary licenses were issued for noncommercial temporary food service operations and noncommercial temporary retail food establishments.			
3701-21-02.2 (C)(4)(a)	shall	The licensor shall calculate the license fee for each food service operation category listed in rule 3701-21-02.1 of the Administrative Code as follows: For food service operations classified as risk level I, risk level II, risk level III, and risk level IV food service operations: Determine support costs in accordance with paragraph (B)(7) of this rule. Equally allocate support costs attributable to the risk level food service operations and retail food establishments component by dividing the support costs of the risk level food service operations and retail food establishments component by the total number of risk level I, risk level II, risk level III, and risk level IV commercial food service operations and retail food establishments plus fifty per cent of noncommercial operations classified by risk;	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.2 (C)(4)(b)	shall	The licensor shall calculate the license fee for each food service operation category listed in rule 3701-21-02.1 of the Administrative Code as follows: For food service operations classified as risk level I, risk level II, risk level III, and risk level IV food service operations: Determine the total number of food service operations and retail food establishments in each risk level category. If the licensor elects to establish noncommercial categories for risk level food service operations and risk level retail food establishments the total number of food service operations and retail food establishments in each risk level category is the number of commercial risk level food service operations and commercial risk level retail food establishments plus fifty per cent of the number of noncommercial risk level food	3717.04 and 3717.51	Yes, state law	Yes, state law

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		service operations and noncommercial risk level retail food establishments.			
3701-21-02.2 (C)(4)(c)(i)	shall	The licensor shall calculate the license fee for each food service operation category listed in rule 3701-21-02.1 of the Administrative Code as follows: For food service operations classified as risk level I, risk level II, risk level III, and risk level IV food service operations: Determine the number of standard inspection periods for each risk level category using the inspection time factor. The inspection time factor is the ratio of the average amount of time per inspection for all risk levels relative to the average time per inspection for the risk level I less than twenty-five thousand square feet operations. The inspection time factor for: Risk level I less than twenty-five thousand square feet is 1.00 and twenty-five thousand square feet or above is 1.88;	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.2 (C)(4)(c)(ii)	shall	The licensor shall calculate the license fee for each food service operation category listed in rule 3701-21-02.1 of the Administrative Code as follows: For food service operations classified as risk level I, risk level II, risk level III, and risk level IV food service operations: Determine the number of standard inspection periods for each risk level category using the inspection time factor. The inspection time factor is the ratio of the average amount of time per inspection for all risk levels relative to the average time per inspection for the risk level I less than twenty-five thousand square feet operations. The inspection time factor for: Risk level II less than twenty-five thousand square feet is 1.25 and twenty-five thousand square feet or above is 2.03;	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.2 (C)(4)(c)(iii)	shall	The licensor shall calculate the license fee for each food service operation category listed in rule 3701-21-02.1 of the Administrative Code as follows: For food service operations classified as risk level I, risk level II, risk level III, and risk level IV food service operations: Determine the number of standard	3717.04 and 3717.51	Yes, state law	Yes, state law

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		inspection periods for each risk level category using the inspection time factor. The inspection time factor is the ratio of the average amount of time per inspection for all risk levels relative to the average time per inspection for the risk level I less than twenty-five thousand square feet operations. The inspection time factor for: Risk level III less than twenty-five thousand square feet is 1.64 and twenty-five thousand square feet or above is 4.84; and			
3701-21-02.2 (C)(4)(c)(iv)	shall	The licensor shall calculate the license fee for each food service operation category listed in rule 3701-21-02.1 of the Administrative Code as follows: For food service operations classified as risk level I, risk level II, risk level III, and risk level IV food service operations: Determine the number of standard inspection periods for each risk level category using the inspection time factor. The inspection time factor is the ratio of the average amount of time per inspection for all risk levels relative to the average time per inspection for the risk level I less than twenty-five thousand square feet operations. The inspection time factor for: Risk level IV less than twenty-five thousand square feet is 2.21, and twenty-five thousand square feet or above is 5.16.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.2 (C)(4)(d)	Shall	The licensor shall calculate the license fee for each food service operation category listed in rule 3701-21-02.1 of the Administrative Code as follows: For food service operations classified as risk level I, risk level II, risk level III, and risk level IV food service operations: Determine the total number of standard inspection periods by summing the standard inspection periods for all risk level categories.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.2 (C)(4)(e)	Shall	The licensor shall calculate the license fee for each food service operation category listed in rule 3701-21-02.1 of the Administrative Code as follows: For food service operations classified as risk level I, risk level II, risk level III, and risk level IV food service operations: Determine the non-support cost per standard inspection period: subtract the support cost from the total	3717.04 and 3717.51	Yes, state law	Yes, state law

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		actual cost of the component and divide this amount by the total number of standard inspection periods.			
3701-21-02.2 (C)(4)(f)	Shall	The licensor shall calculate the license fee for each food service operation category listed in rule 3701-21-02.1 of the Administrative Code as follows: For food service operations classified as risk level I, risk level II, risk level III, and risk level IV food service operations: Determine the non-support cost for each risk level category by using the following formula: $A \times B \times C$ = The non support cost for each risk level, where A is equal to the non support cost per standard inspection period, B is equal to the minimum number of inspections for the risk level category, and C is equal to the inspection time factor for the risk level category.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.2 (C)(4)(g)	Shall	The licensor shall calculate the license fee for each food service operation category listed in rule 3701-21-02.1 of the Administrative Code as follows: For food service operations classified as risk level I, risk level II, risk level III, and risk level IV food service operations: Determine the maximum license fee that may be established: Add the non support cost for each risk level category to the support cost per license issued.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.2 (D)(1)	Shall not	The total sanitarian hours that may be accounted for in calculating the cost attributable to the food service operations and retail food establishments identified in paragraph (A)(1) of this rule shall not exceed an average of nine hours per risk classified food service operation and retail food establishment.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.2 (E)	shall	The licensor shall provide a proportional reduction in the fees to be charged in the next license period if a licensor included anticipated costs in the calculation of licensing fees and the total amount of anticipated costs was not incurred.	3717.04 and 3717.51	Yes, state law	Yes, state law

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3701-21-02.2 (F)	shall	The licensor shall provide for a proportionate reduction in fees to be charged in the next license period if it is discovered through an audit by the auditor of state or any other means that the licensor has charged or is charging a license fee that exceeds the amount that should have been charged.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.2 (G)	shall	The licensor shall reduce the fees to be charged in the next license period when a reduction is imposed as a penalty under division (C) of section 3717.071 of the Revised Code.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.3(A)(1)	shall	The licensor shall determine the risk level based on the highest risk level activity of the food service operation in accordance with the following criteria: Risk level I poses potential risk to the public in terms of sanitation, food labeling, sources of food, storage practices, or expiration dates. Examples of risk level I activities include, but are not limited to, an operation that offers for sale or sells: Coffee, self-service fountain drinks, prepackaged non-time/temperature controlled for safety beverages;	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.3(A)(2)	shall	The licensor shall determine the risk level based on the highest risk level activity of the food service operation in accordance with the following criteria: Risk level I poses potential risk to the public in terms of sanitation, food labeling, sources of food, storage practices, or expiration dates. Examples of risk level I activities include, but are not limited to, an operation that offers for sale or sells: Pre-packaged refrigerated or frozen time/temperature controlled for safety foods;	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.3(A)(3)	shall	The licensor shall determine the risk level based on the highest risk level activity of the food service operation in accordance with the following criteria: Risk level I poses potential risk to the public in terms of sanitation, food labeling, sources of food, storage practices, or expiration dates. Examples of risk level I activities include, but are not limited to, an operation that offers for sale or sells: Pre-packaged non-time/temperature controlled for safety foods; or	3717.04 and 3717.51	Yes, state law	Yes, state law

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3701-21-02.3(A)(4)	shall	The licensor shall determine the risk level based on the highest risk level activity of the food service operation in accordance with the following criteria: Risk level I poses potential risk to the public in terms of sanitation, food labeling, sources of food, storage practices, or expiration dates. Examples of risk level I activities include, but are not limited to, an operation that offers for sale or sells: Baby food or formula.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.3 (A)	shall	A "food delivery sales operation" as defined in division (H) of section 3717.01 of the Revised Code shall be classified as a risk level I.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.3 (B)(1)	shall	The licensor shall determine the risk level based on the highest risk level activity of the food service operation in accordance with the following criteria: Risk level II poses a higher potential risk to the public than risk level I because of hand contact or employee health concerns but minimal possibility of pathogenic growth exists. Examples of risk level II activities include, but are not limited to: Handling, heat treating, or preparing non-time/temperature controlled for safety food;	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.3 (B)(2)	shall	The licensor shall determine the risk level based on the highest risk level activity of the food service operation in accordance with the following criteria: Risk level II poses a higher potential risk to the public than risk level I because of hand contact or employee health concerns but minimal possibility of pathogenic growth exists. Examples of risk level II activities include, but are not limited to: Holding for sale or serving time/temperature controlled for safety food at the same proper holding temperature at which it was received; or	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.3 (B)(3)	shall	The licensor shall determine the risk level based on the highest risk level activity of the food service operation in accordance with the following criteria: Risk level II poses a higher potential risk to the public than risk level I because of hand contact or employee health concerns but minimal possibility of pathogenic growth	3717.04 and 3717.51	Yes, state law	Yes, state law

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		exists. Examples of risk level II activities include, but are not limited to: Heating individually packaged, commercially processed time/temperature controlled for safety foods for immediate service.			
3701-21-02.3 (C)(1)	shall	The licensor shall determine the risk level based on the highest risk level activity of the food service operation in accordance with the following criteria: Risk level III poses a higher potential risk to the public than risk level II because of the following concerns: proper cooking temperatures, proper cooling procedures, proper holding temperatures, contamination issues or improper heat treatment in association with longer holding times before consumption, or processing a raw food product requiring bacterial load reduction procedures in order to sell it as ready-to-eat. Examples of risk level III activities include, but are not limited to: <u>Handling, cutting, or grinding raw meat products</u> ;	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.3 (C)(2)	shall	The licensor shall determine the risk level based on the highest risk level activity of the food service operation in accordance with the following criteria: Risk level III poses a higher potential risk to the public than risk level II because of the following concerns: proper cooking temperatures, proper cooling procedures, proper holding temperatures, contamination issues or improper heat treatment in association with longer holding times before consumption, or processing a raw food product requiring bacterial load reduction procedures in order to sell it as ready-to-eat. Examples of risk level III activities include, but are not limited to: <u>Cutting or slicing ready-to-eat meats and cheeses</u> ;	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.3 (C)(3)	shall	The licensor shall determine the risk level based on the highest risk level activity of the food service operation in accordance with the following criteria: Risk level III poses a higher potential risk to the public than risk level II because of the following concerns: proper cooking temperatures, proper cooling procedures, proper holding temperatures, contamination issues or improper heat treatment in association with longer holding times before	3717.04 and 3717.55	Yes, state law	Yes, state law

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		consumption, or processing a raw food product requiring bacterial load reduction procedures in order to sell it as ready-to-eat. Examples of risk level III activities include, but are not limited to: Assembling or cooking time/temperature controlled for safety food that is immediately served, held hot or cold, or cooled;			
3701-21-02.3 (C)(4)	shall	The licensor shall determine the risk level based on the highest risk level activity of the food service operation in accordance with the following criteria: Risk level III poses a higher potential risk to the public than risk level II because of the following concerns: proper cooking temperatures, proper cooling procedures, proper holding temperatures, contamination issues or improper heat treatment in association with longer holding times before consumption, or processing a raw food product requiring bacterial load reduction procedures in order to sell it as ready-to-eat. Examples of risk level III activities include, but are not limited to: Operating a heat treatment dispensing freezer;	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.3 (C)(5)	shall	The licensor shall determine the risk level based on the highest risk level activity of the food service operation in accordance with the following criteria: Risk level III poses a higher potential risk to the public than risk level II because of the following concerns: proper cooking temperatures, proper cooling procedures, proper holding temperatures, contamination issues or improper heat treatment in association with longer holding times before consumption, or processing a raw food product requiring bacterial load reduction procedures in order to sell it as ready-to-eat. Examples of risk level III activities include, but are not limited to: Reheating in individual portions only; or	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.3 (C)(6)	shall	The licensor shall determine the risk level based on the highest risk level activity of the food service operation in accordance with the following criteria: Risk level III poses a higher potential risk to the public than risk level II because of the following concerns: proper cooking temperatures, proper cooling procedures, proper holding temperatures, contamination issues or improper heat	3717.04 and 3717.51	Yes, state law	Yes, state law

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		treatment in association with longer holding times before consumption, or processing a raw food product requiring bacterial load reduction procedures in order to sell it as ready-to-eat. Examples of risk level III activities include, but are not limited to: Heating of a product, from an intact, hermetically sealed package and holding it hot.			
3701-21-02.3 (D)(1)	shall	The licensor shall determine the risk level based on the highest risk level activity of the food service operation in accordance with the following criteria: Risk level IV poses a higher potential risk to the public than risk level III because of concerns associated with: handling or preparing food using a procedure with several preparation steps that includes reheating of a product or ingredient of a product where multiple temperature controls are needed to preclude bacterial growth; offering as ready-to-eat a raw time/temperature controlled for safety meat, poultry product, fish, or shellfish or a food with these raw time/temperature controlled for safety items as ingredients; using freezing as a means to achieve parasite destruction; serving a primarily high risk clientele including immuno-compromised or elderly individuals in a facility that provides either health care or assisted living; or using time in lieu of temperature as a public health control for time/temperature controlled for safety food or performs a food handling process that is not addressed, deviates, or otherwise requires a variance for the process. Examples of risk level IV activities include, but are not limited to: Reheating bulk quantities of leftover time/temperature controlled for safety food more than once every seven days; or	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.3 (D)(2)	shall	The licensor shall determine the risk level based on the highest risk level activity of the food service operation in accordance with the following criteria: Risk level IV poses a higher potential risk to the public than risk level III because of concerns associated with: handling or preparing food using a procedure with several preparation steps that includes reheating of a product or ingredient of a product where multiple temperature controls are needed to	3717.04 and 3717.51	Yes, state law	Yes, state law

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		preclude bacterial growth; offering as ready-to-eat a raw time/temperature controlled for safety meat, poultry product, fish, or shellfish or a food with these raw time/temperature controlled for safety items as ingredients; using freezing as a means to achieve parasite destruction; serving a primarily high risk clientele including immuno-compromised or elderly individuals in a facility that provides either health care or assisted living; or using time in lieu of temperature as a public health control for time/temperature controlled for safety food or performs a food handling process that is not addressed, deviates, or otherwise requires a variance for the process. Examples of risk level IV activities include, but are not limited to: Caterers or other similar food service operations that transport time/temperature controlled for safety food.			
3701-21-02.4 (A)(1)	shall	Except as specified in paragraph (B) of this rule, a licensor shall inspect food service operations at least every fifteen months as follows: Risk level I: at least one standard inspection each licensing period.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.4 (A)(2)	shall	Except as specified in paragraph (B) of this rule, a licensor shall inspect food service operations at least every fifteen months as follows: Risk level II: at least one standard inspection each licensing period.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.4 (A)(3)	shall	Except as specified in paragraph (B) of this rule, a licensor shall inspect food service operations at least every fifteen months as follows: Risk level III: at least two standard inspections each licensing period.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.4 (A)(4)	shall	Except as specified in paragraph (B) of this rule, a licensor shall inspect food service operations at least every fifteen months as follows: Risk level IV: at least two standard inspections and two critical control point inspections, and if applicable two variance reviews each licensing period.	3717.04 and 3717.51	Yes, state law	Yes, state law

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3701-21-02.4 (A)(5)	shall	Except as specified in paragraph (B) of this rule, a licensor shall inspect food service operations at least every fifteen months as follows: Mobile food service operations: at least one standard inspection each licensing period;	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.4 (A)(6)	shall	Except as specified in paragraph (B) of this rule, a licensor shall inspect food service operations at least every fifteen months as follows: Temporary food service operation: at least one inspection during the period of operation;	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.4 (A)(7)	shall	Except as specified in paragraph (B) of this rule, a licensor shall inspect food service operations at least every fifteen months as follows: New food service operations: one standard inspection not later than thirty days after the license has been issued. If less than six months remain in a licensing period, the licensor may elect to eliminate one standard inspection, and one critical control point inspection and one variance review for an operation classified as risk level III or IV.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.4 (B)	shall	The licensor shall inspect at least fifty per cent of an operator's vending machine locations each licensing period.	3717.04 and 3717.51	Yes, state law	Yes, state law
3701-21-02.5 (A)	shall	The licensor shall accept for investigation oral and written complaints regarding food service operations. The licensor may decline to investigate any complaint it determines is: Frivolous;	3717.51	Yes, state law	Yes, state law
3701-21-02.5 (B)(1)	shall	The licensor shall gather at a minimum the following information in response to a complaint received: The full name, address, and telephone number of the complainant unless the complainant wishes to remain anonymous;	3717.51	Yes, state law	Yes, state law

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3701-21-02.5 (B)(2)	shall	The licensor shall gather at a minimum the following information in response to a complaint received: The name and address of the food service operation;	3717.51	Yes, state law	Yes, state law
3701-21-02.5 (B)(3)	shall	The licensor shall gather at a minimum the following information in response to a complaint received:	3717.51	Yes, state law	Yes, state law
3701-21-02.5 (C)(1)	shall	The licensor: Shall investigate the complaint based on the complaint's severity;	3717.51	Yes, state law	Yes, state law
3701-21-02.5 (C)(2)	shall	The licensor: Shall investigate each complaint in a fair and complete manner;	3717.51	Yes, state law	Yes, state law
3701-21-02.5 (C)(3)	shall	The licensor: Shall report the results to the complainant orally or in writing upon completion of the investigation; and	3717.51	Yes, state law	Yes, state law
3701-21-02.5 (C)(4)	shall	The licensor: Shall complete and maintain a report on file at the conclusion of the investigation.	3717.51	Yes, state law	Yes, state law
3701-21-02.6	shall	A license holder may request a meeting on a licensor's proposed action regarding a food service operation if the license holder believes that the action is in conflict with Chapter 3717. of the Revised Code or the rules adopted under it. The license holder	3717.52	Yes, state law	Yes, state law

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		shall submit a written request to the director of health no later than five days after receipt of the notice of the proposed action.			
3701-21-02.6	shall	After review of the written request, the director of health shall take whatever steps the director believes necessary to resolve the dispute in a mutually satisfactory manner including the appointment of a professional arbitrator or mediator at the licensor's and license holder's expense.	3717.52	Yes, state law	Yes, state law
3701-21-02.7 (B)	must	To request enforcement support a board of health or the authority having the duties of a board of health must request assistance in writing to the director of health.	3717.52	Yes, state law	Yes, state law
3701-21-02.7 (B)	shall	The director of health shall provide all feasible enforcement support as soon as possible.	3717.52	Yes, state law	Yes, state law
3701-21-03	shall	No person, firm, association, organization, corporation, or government operation shall construct, install, provide, equip, or extensively alter a food service operation until the facility layout and equipment specifications have been submitted to and approved in writing by the licensor.	3717.51	Yes, state law	Yes, state law
3701-21-03	shall	When the facility layout and equipment specifications are submitted to the licensor, they shall be acted upon within thirty days after date of receipt.	3717.51	Yes, state law	Yes, state law
3701-21-03	shall	The licensor shall use the facility layout and equipment specification criteria set forth in the rules adopted pursuant to section 3717.05 of the Revised Code to approve or disapprove facility layout and equipment specifications.	3717.51	Yes, state law	Yes, state law

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3701-21-22 (A)	shall	The director of health shall provide standards detailing first aid techniques designed and intended for use by a person without medical training in removing food which has become lodged in the throat of a choking victim.	3717.51	Yes, state law	Yes, state law
3701-21-22 (A)	shall	The director shall provide the standards by printing them for distribution.	3717.51	Yes, state law	Yes, state law
3701-21-22 (B)	shall	The food service operation shall ensure that the standards are readily accessible to the public and the employees of the food service operation.	3717.51	Yes, state law	Yes, state law
3701-21-24 (A)	shall	The director of health shall survey at least once every three years each food service operation program of a licensor pursuant to section 3717.11 of the Revised Code.	3717.52	Yes, state law	Yes, state law
3701-21-24 (A)	shall	The licensor shall provide the director of health with all requested information to complete the survey.	3717.52	Yes, state law	Yes, state law
3701-21-24 (B)	shall	The director of health shall provide the survey methodology, which shall include:	3717.52	Yes, state law	Yes, state law
3701-21-24 (B)(1)	shall	The director of health shall provide the survey methodology, which shall include: A review of the administrative aspects of the food service operation program including application and licensing, certification, cost analysis and fee adoption, facility	3717.52	Yes, state law	Yes, state law

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		layout and equipment specification review, inspections and reports, and enforcement;			
3701-21-24 (B)(2)	shall	The director of health shall provide the survey methodology, which shall include: A field review of the application of the requirements set forth in Chapter 3717. of the Revised Code, Chapter 3717-1 of the Administrative Code and this chapter; and	3717.52	Yes, state law	Yes, state law
3701-21-24 (B)(3)	shall	The director of health shall provide the survey methodology, which shall include: A review of other performance standards relevant to the conduct of the food service operation program.	3717.52	Yes, state law	Yes, state law
3701-21-24 (C)	shall	The director of health shall survey the food service operation program in accordance with the survey methodology and shall determine whether the licensor is qualified to administer and enforce Chapter 3717. of the Revised Code and Chapters 3701-21 and 3717-1 of the Administrative Code.	3717.52	Yes, state law	Yes, state law
3701-21-24 (C)	shall	The director of health shall survey the food service operation program in accordance with the survey methodology and shall determine whether the licensor is qualified to administer and enforce Chapter 3717. of the Revised Code and Chapters 3701-21 and 3717-1 of the Administrative Code.	3717.52	Yes, state law	Yes, state law
3701-21-24 (C)	shall	After the survey is complete, the director of health shall classify the licensor as approved or provisional and provide a survey report to the licensor.	3717.52	Yes, state law	Yes, state law
3701-21-24 (C)(1)	shall	If the licensor is classified as provisional, the director of health shall provide: A set time frame for correcting the deficiencies;	3717.52	Yes, state law	Yes, state law

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3701-21-24 (C)(2)	shall	If the licensor is classified as provisional, the director of health shall provide: Procedures for program disapproval that the department of health will pursue if the licensor fails to correct the major deficiencies revealed by the survey; and	3717.52	Yes, state law	Yes, state law
3701-21-24 (C)(3)	shall	If the licensor is classified as provisional, the director of health shall provide: An opportunity to request a meeting with a representative of the director of health to discuss the deficiencies.	3717.52	Yes, state law	Yes, state law
3701-21-24 (D)	shall	The department of health shall reevaluate a licensor's provisional food service operation program in the established time frame to determine if the program is in compliance.	3717.52	Yes, state law	Yes, state law
3701-21-24 (D)	shall	If in compliance, the director of health shall classify the licensor as approved. If the deficiencies have not been corrected, the director of health shall propose to disapprove the licensor, or shall propose to revoke the approval, whichever is appropriate.	3717.52	Yes, state law	Yes, state law
3701-21-24 (D)	shall	If the deficiencies have not been corrected, the director of health shall propose to disapprove the licensor,	3717.52	Yes, state law	Yes, state law
3701-21-24 (D)	shall	If the deficiencies have not been corrected, the director of health shall propose to revoke the approval, whichever is appropriate.	3717.52	Yes, state law	Yes, state law
3701-21-24 (E)	shall	The licensor may request an informal hearing on the director of health's proposed determination if a written request is received by the director of health no later than fifteen days after the date of mailing the proposed determination. The informal hearing shall be conducted before the director of health or the director of health's	3717.52	Yes, state law	Yes, state law

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		authorized representative no later than thirty days after the director of health received the request for hearing.			
3701-21-24 (E)	shall	At the hearing, a representative of the licensor may present information orally and in writing. The director of health shall issue a written decision no later than thirty days after the conclusion of the informal hearing.	3717.52	Yes, state law	Yes, state law
3701-21-24 (F)	shall	The director of health may reinstate a licensor if all the conditions in division (D) of section 3717.11 of the Revised Code are met. Upon reinstatement, the director of health shall provide the licensor a set time-frame for survey	3717.52	Yes, state law	Yes, state law
3701-21-24 (F)	shall	which shall be no later than one year after reinstatement.	3717.52	Yes, state law	Yes, state law
3701-21-24 (F)	shall	The licensor shall be classified as provisional until the licensor has successfully passed the survey.	3717.52	Yes, state law	Yes, state law
3701-21-24 (F)	shall	If the director of health determines that the licensor is qualified to administer and enforce Chapter 3717. of the Revised Code and Chapters 3701-21 and 3717-1 of the Administrative Code, the director of health shall classify the licensor as approved. If the director of health determines that the licensor is not qualified, the director of health may propose to revoke the approval in accordance with paragraph (D) of this rule.	3717.52	Yes, state law	Yes, state law

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3701-21-25 (A)(1)	shall	In accordance with section 3717.09 of the Revised Code, the director of health shall approve the following categories of food certification courses of study: Person in charge certification covering the principles of food safety and the requirements of paragraph (B) of rule 3717-1-02.4 of the Administrative Code.	3717.51	Yes, state law	Yes, state law
3701-21-25 (A)(1)	shall	A person in charge certification course approved by the director of health prior to the effective date of this rule shall maintain its approval until a new course is submitted to the director of health no later than nine months after the effective date of this rule, and approved or disapproved by the director of health no later than twelve months after the effective date of this rule. If a new course is not submitted and approved within twelve months of the effective date of this rule, the course will no longer be approved.	3717.51	Yes, state law	Yes, state law
3701-21-25 (A)(2)	shall	In accordance with section 3717.09 of the Revised Code, the director of health shall approve the following categories of food certification courses of study: Manager certification in food protection.	3717.51	Yes, state law	Yes, state law
3701-21-25 (B)	shall	Any person desiring to apply to the director of health for approval to conduct a food certification course of study shall complete an application prescribed by the director and submit the completed application to the director.	3717.51	Yes, state law	Yes, state law
3701-21-25 (B)(1)	shall	An application to conduct a person in charge certification course or manager certification in food protection course shall contain at least the following criteria: The applicant's name, address, email address and telephone number;	3717.51	Yes, state law	Yes, state law
3701-21-25 (B)(2)	shall	An application to conduct a person in charge certification course or manager certification in food protection course shall contain at least the following criteria: Name of course to be conducted;	3717.51	Yes, state law	Yes, state law

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3701-21-25 (B)(3)	shall	An application to conduct a person in charge certification course or manager certification in food protection course shall contain at least the following criteria: Course agenda that identifies the core content as specified in appendix A of this rule for a person in charge certification course of study and as specified in appendix B of this rule for a manager certification in food protection course of study;	3717.51	Yes, state law	Yes, state law
3701-21-25 (B)(4)	shall	An application to conduct a person in charge certification course or manager certification in food protection course shall contain at least the following criteria: (4) A description of any methods of training to be used such as classroom instruction, guest speakers, interactive computer programming, interactive video, or distance learning;	3717.51	Yes, state law	Yes, state law
3701-21-25 (B)(5)(a)(i)	shall	An application to conduct a person in charge certification course or manager certification in food protection course shall contain at least the following criteria: The names of all course instructors and verification that the instructors possess the following qualifications: For person in charge certification: The instructor is a registered sanitarian working in food safety or related experience; or	3717.51	Yes, state law	Yes, state law
3701-21-25 (B)(5)(a)(ii)	shall	An application to conduct a person in charge certification course or manager certification in food protection course shall contain at least the following criteria: The names of all course instructors and verification that the instructors possess the following qualifications: For person in charge certification: (ii) The instructor has successfully completed a manager certification in food protection course in accordance with this rule.	3717.51	Yes, state law	Yes, state law
3701-21-25 (B)(5)(b)(i)	shall	An application to conduct a person in charge certification course or manager certification in food protection course shall contain at least the following criteria: The names of all course instructors and verification that the instructors possess the following qualifications: For manager certification in food protection: A minimum of four years of experience either conducting training or	3717.51	Yes, state law	Yes, state law

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		teaching food safety; working in the food service industry; working as a registered sanitarian in food safety, or related food safety experience; and			
3701-21-25 (B)(5)(b)(ii)	shall	An application to conduct a person in charge certification course or manager certification in food protection course shall contain at least the following criteria: The names of all course instructors and verification that the instructors possess the following qualifications: For manager certification in food protection: Documentation that confirms the instructors possess approval from the course developer to instruct the course.	3717.51	Yes, state law	Yes, state law
3701-21-25 (B)(6)	shall	An application to conduct a person in charge certification course or manager certification in food protection course shall contain at least the following criteria: (6) The names of all examination proctors and documentation that the proctors possess approval from the examination developer to proctor the examination;	3717.51	Yes, state law	Yes, state law
3701-21-25 (B)(7)	shall	For a manager certification in food protection course, the name of the examination to be used. The examination shall comply with the criteria set by the conference for food protection standards (April 2016) for food safety certification examination;	3717.51	Yes, state law	Yes, state law
3701-21-25 (B)(8)(a)	shall	An example of the certificate issued to individuals who attend a person in charge certification course, which shall contain the following: The name of the course provider;	3717.51	Yes, state law	Yes, state law
3701-21-25 (B)(8)(b)	shall	An example of the certificate issued to individuals who attend a person in charge certification course, which shall contain the following: The name of the course completed;	3717.51	Yes, state law	Yes, state law

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3701-21-25 (B)(8)(c)	shall	An example of the certificate issued to individuals who attend a person in charge certification course, which shall contain the following: The date of course completion;.	3717.51	Yes, state law	Yes, state law
3701-21-25 (B)(8)(d)	shall	An example of the certificate issued to individuals who attend a person in charge certification course, which shall contain the following: The course provider approval number assigned by the director of health.	3717.51	Yes, state law	Yes, state law
3701-21-25 (C)(1)	shall	An application for approval of a person in charge certification or manager certification in food protection course of study shall be completed on a form prescribed by the director and shall contain at least the following information:	3717.51	Yes, state law	Yes, state law
3701-21-25 (C)(1)(a)	shall	An application for approval of a person in charge certification or manager certification in food protection course of study shall be completed on a form prescribed by the director and shall contain at least the following information: The applicant's name, address, email address and telephone number;	3717.51	Yes, state law	Yes, state law
3701-21-25 (C)(1)(b)	shall	An application for approval of a person in charge certification or manager certification in food protection course of study shall be completed on a form prescribed by the director and shall contain at least the following information: and A copy of all course materials, such as student manuals, written or verbal exercises, instructor notebooks, access to interactive computer program, videos, and handouts;	3717.51	Yes, state law	Yes, state law
3701-21-25 (C)(2)	shall	Amendments to a person in charge or manager certification in food protection course of study approved by the director of health, shall be submitted to the director of health for approval prior to implementation.	3717.51	Yes, state law	Yes, state law

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3701-21-25 (D)(1)	shall	The core content of a person in charge certification course of study shall contain a curriculum that complies with appendix A of this rule.	3717.51	Yes, state law	Yes, state law
3701-21-25 (D)(2)	shall	The core content of a manager certification in food protection course of study shall contain a curriculum that complies with appendix B of this rule.	3717.51	Yes, state law	Yes, state law
3701-21-25 (D)(3)	shall	A food certification course of study administered through interactive computer programming shall affirm that the course does not enable an individual to fast forward or skip through course content.	3717.51	Yes, state law	Yes, state law
3701-21-25 (E)(2)	must	All acceptable proof documents, except veterans identification card, must show the veteran status as honorable, general, general under honorable conditions, or discharged or released under conditions other than dishonorable.	3717.51	Yes, state law	Yes, state law
3701-21-25 (F)(1)	shall	An approved provider of a person in charge certification course shall: Prior to implementation, submit to the director any changes to the course agenda, instructors, or provider contact information;	3717.51	Yes, state law	Yes, state law
3701-21-25 (F)(2)	shall	An approved provider of a person in charge certification course shall: Provide adequate facilities, equipment and supplies necessary to administer the approved course;	3717.51	Yes, state law	Yes, state law
3701-21-25 (F)(3)	shall	An approved provider of a person in charge certification course shall: Provide a certificate of completion to individuals who complete the course.	3717.51	Yes, state law	Yes, state law

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3701-21-25 (G)(1)	shall	An approved provider of a manager certification in food protection course shall: Prior to implementation, submit to the director any changes to the course agenda, instructors, or provider contact information;	3717.51	Yes, state law	Yes, state law
3701-21-25 (G)(2)	shall	An approved provider of a manager certification in food protection course shall: Provide adequate facilities, equipment and supplies necessary to administer the approved course;	3717.51	Yes, state law	Yes, state law
3701-21-25 (G)(3)	shall	An approved provider of a manager certification in food protection course shall: Within thirty days of the course conclusion, send to the director of health a copy of the final enrollment report for the course with each individual's name, passing grade, name of provider, and name of instructor or proctor;	3717.51	Yes, state law	Yes, state law
3701-21-25 (G)(4)	shall	An approved provider of a manager certification in food protection course shall: Distribute the Ohio certification to individuals who successfully complete the certification program within ten business days of receiving the certifications from the director of health.	3717.51	Yes, state law	Yes, state law
3701-21-25 (I)	shall	The director shall disapprove a food certification course of study or provider if the course or provider fails to meet the requirements of this rule. An applicant, course of study, or course provider may request that the director reconsider the decision and may submit additional materials to the director in support of their request, provided that the director receives the request for reconsideration and any additional materials within thirty days of the date of the director's notice of disapproval.	3717.51	Yes, state law	Yes, state law
3701-21-25 (I)	shall	The director shall reconsider the disapproval and shall issue a final decision within thirty days of receiving the request for reconsideration.	3717.51	Yes, state law	Yes, state law

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3701-21-25 (I)	shall	The director shall reconsider the disapproval and shall issue a final decision within thirty days of receiving the request for reconsideration.	3717.51	Yes, state law	Yes, state law
3701-21-25 (J)(1)	shall	An individual desiring manager certification in food protection shall complete a manager certification in food protection course and successfully pass the approved course examination that meet the requirements of this rule. If the course and examination were administered by a course provider not approved by the director of health, the individual may apply for certification in food protection by submitting an application to the director of health on a form prescribed by the director along with the following: Documentation that the individual has successfully completed a manager certification in food protection course of study in accordance with this rule;	3717.51	Yes, state law	Yes, state law
3701-21-25 (J)(2)	shall	An individual desiring manager certification in food protection shall complete a manager certification in food protection course and successfully pass the approved course examination that meet the requirements of this rule. If the course and examination were administered by a course provider not approved by the director of health, the individual may apply for certification in food protection by submitting an application to the director of health on a form prescribed by the director along with the following: A certificate that confirms the individual has successfully completed a course examination that complies with paragraph (B)(7) of this rule within one year of completion of an approved manager certification in food protection course of study.	3717.51	Yes, state law	Yes, state law
3701-21-25 (K)(1)	shall	The licenser shall mandate person in charge certification for at least one person in charge per shift in risk level I, II, III, and IV food service operations and retail food establishments initially licensed after March 1, 2010.	3717.51	Yes, state law	Yes, state law

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3701-21-25 (K)(2)	shall	The licensor shall mandate person in charge certification for all persons in charge in food service operations and retail food establishments initially licensed prior to March 1, 2010 that have been implicated in a foodborne disease outbreak or the licensor has documented a failure to maintain sanitary conditions as per sections 3717.29 and 3717.49 of the Revised Code.	3717.51	Yes, state law	Yes, state law
3701-21-26 (A)	shall	This rule prescribes procedures for appealing the proposed denial, suspension or revocation of a food service operation license and appealing the suspension of a license for a violation presenting an immediate danger to the public health. An appeal of a proposed denial, suspension or revocation of an endorsement on a food service operation license and appeal of the suspension of an endorsement on a license for a violation presenting an immediate danger to the public health shall be conducted in the same manner.	3717.52	Yes, state law	Yes, state law
3701-21-26 (B)	shall	In the case of a proposal to deny, suspend, or revoke a food service operation license, the licensor shall provide the license holder with written notice of the proposed action and the cause for the action.	3717.52	Yes, state law	Yes, state law
3701-21-26 (B)	shall	The notice shall describe the procedure for appealing the proposed denial, suspension, or revocation.	3717.52	Yes, state law	Yes, state law
3701-21-26 (B)(1)	shall	The licensor shall provide written notice by certified mail, return receipt requested, or by hand delivery.	3717.52	Yes, state law	Yes, state law
3701-21-26 (B)(1)	shall	If the notice is returned because of failure of delivery, the licensor shall send the notice by regular mail to the food service operation location listed on the license or conspicuously post the notice at an entrance of the operation, and posting or mailing constitutes notice.	3717.52	Yes, state law	Yes, state law

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3701-21-26 (B)(2)	must	After receiving the notice, to obtain a hearing, the license holder must submit a written request that the licensor receives within fifteen days.	3717.52	Yes, state law	Yes, state law
3701-21-26 (B)(3)	shall	The licensor shall schedule a hearing before the licensor or a hearing officer designated by the licensor.	3717.52	Yes, state law	Yes, state law
3701-21-26 (B)(3)	shall	If the licensor provides a hearing officer, he or she shall be licensed to practice law in Ohio and shall not have participated in any manner in the decision to take the action against the license holder.	3717.52	Yes, state law	Yes, state law
3701-21-26 (B)(3)	Shall not	If the licensor provides a hearing officer, he or she shall be licensed to practice law in Ohio and shall not have participated in any manner in the decision to take the action against the license holder.	3717.52	Yes, state law	Yes, state law
3701-21-26 (B)(4)	shall	The licensor shall mail or hand-deliver notice of the date, time, and place of the hearing to the license holder no less than ten days before the scheduled date.	3717.52	Yes, state law	Yes, state law
3701-21-26 (B)(5)	shall	At the hearing, the license holder shall have the opportunity to present its case orally or in writing and to confront and cross-examine witnesses. The license holder may be represented by counsel and may review the case record before the hearing. If the licensor is a board of health of a city or general health district or the authority having the duties of the board of health under section 3709.05 of the Revised Code, and a hearing officer has been designated, a member of that board does not have to be present at the hearing.	3717.52	Yes, state law	Yes, state law

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3701-21-26 (B)(6)	shall	If the hearing is before a hearing officer, he or she shall prepare a written recommendation as to the validity of the licensor's action, which shall rest solely on the evidence presented at the hearing and the statutory and regulatory provisions governing the licensor's action.	3717.52	Yes, state law	Yes, state law
3701-21-26 (B)(6)	shall	If the hearing is before a hearing officer, he or she shall prepare a written recommendation as to the validity of the licensor's action, which shall rest solely on the evidence presented at the hearing and the statutory and regulatory provisions governing the licensor's action.	3717.52	Yes, state law	Yes, state law
3701-21-26 (B)(6)	shall	The hearing officer shall describe the basis for his or her recommendation, but need not prepare a full opinion or formal findings of fact and conclusions of law.	3717.52	Yes, state law	Yes, state law
3701-21-26 (B)(6)	shall	The hearing officer shall mail by certified mail, return receipt requested, or hand-deliver the recommendation to the licensor and the license holder. Either party may file objections to the recommendation provided that the objections are received by the licensor within five days of receiving a copy of the recommendation from the hearing officer.	3717.52	Yes, state law	Yes, state law
3701-21-26 (B)(7)	shall	After reviewing any timely objections, the licensor may by motion take additional evidence or approve, modify, or disapprove the hearing officer's recommendation and shall enter an order in the record of its proceedings.	3717.52	Yes, state law	Yes, state law
3701-21-26 (B)(8)	shall	The notice shall describe the procedure for appealing the proposed denial, suspension, or revocation. If the licensor does not receive a timely request for a hearing, the licensor may immediately enter an order as proposed in the notice.	3717.52	Yes, state law	Yes, state law

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3701-21-26 (C)	shall	In the case of a suspension of a license issued for a violation presenting an immediate danger to the public health, the licensor shall provide the license holder with written notice of the action, the cause for the action, and the effective date of the action.	3717.52	Yes, state law	Yes, state law
3701-21-26 (C)	shall	The written notice shall specify the procedure for appealing the suspension and shall list the address to which a hearing request shall be sent or delivered.	3717.52	Yes, state law	Yes, state law
3701-21-26 (C)	shall	The written notice shall specify the procedure for appealing the suspension and shall list the address to which a hearing request shall be sent or delivered.	3717.52	Yes, state law	Yes, state law
3701-21-26 (C)	shall	The written notice shall specify the procedure for appealing the suspension and shall list the address to which a hearing request shall be sent or delivered.	3717.52	Yes, state law	Yes, state law
3701-21-26 (C)	shall	The license holder may appeal the suspension by mailing or hand-delivering a written request for a hearing to the address specified in the notice. If a hearing is requested, it shall be heard not later than two business days after the request is received by the licensor.	3717.52	Yes, state law	Yes, state law
3701-21-26 (C)	shall	At the hearing, the license holder shall have the opportunity to present its case orally or in writing and to confront and cross-examine witnesses.	3717.52	Yes, state law	Yes, state law
3701-21-26 (C)	shall	At the hearing, the licensor shall determine whether the immediate danger to the public health continues to exist.	3717.52	Yes, state law	Yes, state law

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3701-21-26 (D)(1)	Shall	Any determination made or order entered by the licensor pursuant to this rule shall be made as follows: If the licensor is a board of health of a city or general health district or the authority having the duties of the board of health under section 3709.05 of the Revised Code, by majority vote of the members of the board or authority present at a meeting at which there is a quorum;	3717.52	Yes, state law	Yes, state law
3701-21-26 (D)(2)	shall	Any determination made or order entered by the licensor pursuant to this rule shall be made as follows: If the director of health is acting as the licensor pursuant to section 3717.11 of the Revised Code, by decision of the director. If the licensor conducts the hearing, the licensor may immediately render a decision denying, suspending, or revoking a license, or render a decision removing or continuing a license suspension. If the licensor is a board of health of a city or general health district or the authority having the duties of the board of health under section 3709.05 of the Revised Code, the determination or order may be considered and made at a meeting without publication or advertisement, and may become effective without such publication or advertisement, recording or certifying. An order is not effective until it is recorded in the licensor's record of its proceedings.	3717.52	Yes, state law	Yes, state law
3701-21-27	shall	Food to be embargoed shall be embargoed according to rule 901:3-4-15 of the Administrative Code.	3717.51	Yes, state law	Yes, state law
Appendix A (1)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum:	3717.51	Yes, state law	Yes, state law

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Appendix A (1)(a)(i)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: food sources: Identifying and confirming food sources comply with law;	3717.51	Yes, state law	Yes, state law
Appendix A (1)(a)(ii)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: food sources: Identifying potential hazards prior to and during delivery.	3717.51	Yes, state law	Yes, state law
Appendix A (1)(b)(i)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Personal hygiene and handwashing: Identifying requirements for handwashing techniques and frequency;	3717.51	Yes, state law	Yes, state law
Appendix A (1)(b)(ii)(1)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Personal hygiene and handwashing: Recognizing the association between employee behaviors and foodborne illness: Cleanliness of outer clothing;	3717.51	Yes, state law	Yes, state law
Appendix A (1)(b)(ii)(2)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Personal hygiene and handwashing: Recognizing the association between employee behaviors and foodborne illness: Requirements for employees wearing jewelry and artificial fingernails;	3717.51	Yes, state law	Yes, state law

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Appendix A (1)(b)(ii)(3)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Personal hygiene and handwashing: Recognizing the association between employee behaviors and foodborne illness: Hair restraint requirements;	3717.51	Yes, state law	Yes, state law
Appendix A (1)(b)(ii)(4)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Personal hygiene and handwashing: Recognizing the association between employee behaviors and foodborne illness: Requirements for employees eating, drinking, and using tobacco;	3717.51	Yes, state law	Yes, state law
Appendix A (1)(b)(ii)(5)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Personal hygiene and handwashing: Recognizing the association between employee behaviors and foodborne illness: Explaining the responsibility of the person in charge for preventing the transmission of foodborne disease by a food employee who has a disease or medical condition that may cause foodborne disease;	3717.51	Yes, state law	Yes, state law
Appendix A (1)(b)(ii)(6)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Personal hygiene and handwashing: Recognizing the association between employee behaviors and foodborne illness: Describing the symptoms associated with the diseases that are transmissible through food;	3717.51	Yes, state law	Yes, state law
Appendix A (1)(b)(ii)(7)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Personal hygiene and	3717.51	Yes, state law	Yes, state law

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		handwashing: Recognizing the association between employee behaviors and foodborne illness: Explaining how the person in charge, food employees, and conditional employees comply with reporting responsibilities and exclusion or restriction of food employees.			
Appendix A (1)(c)(i)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Cross contamination: Identifying types of contamination: physical, biological, and chemical;	3717.51	Yes, state law	Yes, state law
Appendix A (1)(c)(ii)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Cross contamination: Identifying proper methods for storing and displaying food;	3717.51	Yes, state law	Yes, state law
Appendix A (1)(c)(iii)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Cross contamination: Identifying major food allergens including milk, egg, fish, tree nuts, wheat, peanuts, and soybeans;	3717.51	Yes, state law	Yes, state law
Appendix A (1)(c)(iv)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Cross contamination: Identifying proper methods to store equipment, utensils, and single-use items;	3717.51	Yes, state law	Yes, state law
Appendix A (1)(c)(v)(1)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Cross contamination:	3717.51	Yes, state law	Yes, state law

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		Identifying methods to prevent contamination from hands: Requirements for use of single-use gloves;			
Appendix A (1)(c)(v)(2)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Cross contamination: Identifying methods to prevent contamination from hands: Minimizing bare hand contact.	3717.51	Yes, state law	Yes, state law
Appendix A (1)(d)(i)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Cleaning/sanitizing of equipment and utensils: Identifying proper procedures for cleaning and sanitizing of equipment and utensils: manual, mechanical, and clean in place (CIP);	3717.51	Yes, state law	Yes, state law
Appendix A (1)(d)(ii)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Cleaning/sanitizing of equipment and utensils: Identifying requirements for sanitizer concentrations/contact times;	3717.51	Yes, state law	Yes, state law
Appendix A (1)(d)(iii)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Cleaning/sanitizing of equipment and utensils: Identifying cleaning frequency requirements;	3717.51	Yes, state law	Yes, state law

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Appendix A (1)(d)(iv)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Cleaning/sanitizing of equipment and utensils: Identifying test kits/thermometer requirements and proper use.	3717.51	Yes, state law	Yes, state law
Appendix A (1)(e)(i)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Proper cooking, cooling, reheating, thawing, and holding of food: Identifying required time and temperature parameters for cooking, cooling, holding and reheating of food;	3717.51	Yes, state law	Yes, state law
Appendix A (1)(e)(ii)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Proper cooking, cooling, reheating, thawing, and holding of food: Describing proper methods of thawing food;	3717.51	Yes, state law	Yes, state law
Appendix A (1)(e)(iii)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Proper cooking, cooling, reheating, thawing, and holding of food: Explaining the hazards involved in the consumption of raw or undercooked meat, poultry, eggs and fish;	3717.51	Yes, state law	Yes, state law
Appendix A (1)(e)(iv)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Proper cooking, cooling, reheating, thawing, and holding of food: Identifying methods for properly using and calibrating thermometers.	3717.51	Yes, state law	Yes, state law

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Appendix A (1)(f)(i)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Facility Management: Identifying the source of water used and measures taken to ensure that it remains protected from contamination such as providing protection from backflow and precluding the creation of cross connections;	3717.51	Yes, state law	Yes, state law
Appendix A (1)(f)(ii)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Facility Management: Identifying poisonous or toxic materials in the food service operation or retail food establishment and the procedures necessary to ensure that they are safely stored, dispensed, used, and disposed of properly;	3717.51	Yes, state law	Yes, state law
Appendix A (1)(f)(iii)(1)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Facility Management: Explaining the relationship between food safety and providing equipment that is: Sufficient in number and capacity;	3717.51	Yes, state law	Yes, state law
Appendix A (1)(f)(iii)(2)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Facility Management: Explaining the relationship between food safety and providing equipment that is: Properly designed, constructed, located, installed, operated, maintained, and cleaned.	3717.51	Yes, state law	Yes, state law
Appendix A (1)(g)	shall	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall	3717.51	Yes, state law	Yes, state law

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		contain the following curriculum: A person in charge certification course of study shall contain a verbal or written exercise.			
Appendix A (1)(g)	shall not	The core content of a person in charge certification course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: A written exercise shall not contain a required passing score.	3717.51	Yes, state law	Yes, state law
Appendix B (1)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum:	3717.51	Yes, state law	Yes, state law
Appendix B (1)(a)(i)(i)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Microbiology and foodborne illness: Describing the symptoms associated with foodborne illness: Vomiting;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(a)(i)(ii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Microbiology and foodborne illness: Describing the symptoms associated with foodborne illness: Diarrhea;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(a)(i)(iii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Microbiology and foodborne illness: Describing the symptoms associated with foodborne illness: Jaundice;	3717.51	Yes, state law	Yes, state law

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Appendix B (1)(a)(i)(iv)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Microbiology and foodborne illness: Describing the symptoms associated with foodborne illness: Sore throat with fever;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(a)(i)(v)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Microbiology and foodborne illness: Describing the symptoms associated with foodborne illness: Lesions on the hands or arms that contain pus.	3717.51	Yes, state law	Yes, state law
Appendix B (1)(a)(ii)(i)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Microbiology and foodborne illness: Describing the following pathogens that cause foodborne illness and their contributing factors, symptoms, and prevention methods: Campylobacter;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(a)(ii)(ii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Microbiology and foodborne illness: Describing the following pathogens that cause foodborne illness and their contributing factors, symptoms, and prevention methods: Cryptosporidium;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(a)(ii)(iii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Microbiology and foodborne illness: Describing the following pathogens that cause foodborne illness and their contributing factors, symptoms, and prevention methods: Cyclospora;	3717.51	Yes, state law	Yes, state law

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Appendix B (1)(a)(ii)(iv)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Microbiology and foodborne illness: Describing the following pathogens that cause foodborne illness and their contributing factors, symptoms, and prevention methods: <u>Entamoeba histolytica</u> ;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(a)(ii)(v)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Microbiology and foodborne illness: Describing the following pathogens that cause foodborne illness and their contributing factors, symptoms, and prevention methods: <u>Shiga toxin-producing Escherichia coli</u> ;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(a)(ii)(vi)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Microbiology and foodborne illness: Describing the following pathogens that cause foodborne illness and their contributing factors, symptoms, and prevention methods: <u>Giardia</u> ;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(a)(ii)(vii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Microbiology and foodborne illness: Describing the following pathogens that cause foodborne illness and their contributing factors, symptoms, and prevention methods: <u>Hepatitis A</u> ;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(a)(ii)(viii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Microbiology and foodborne illness: Describing the following pathogens that cause	3717.51	Yes, state law	Yes, state law

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		foodborne illness and their contributing factors, symptoms, and prevention methods: Norovirus;			
Appendix B (1)(a)(ii)(ix)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Microbiology and foodborne illness: Describing the following pathogens that cause foodborne illness and their contributing factors, symptoms, and prevention methods: Salmonella spp;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(a)(ii)(x)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Microbiology and foodborne illness: Describing the following pathogens that cause foodborne illness and their contributing factors, symptoms, and prevention methods: Salmonella Typhi;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(a)(ii)(xi)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Microbiology and foodborne illness: Describing the following pathogens that cause foodborne illness and their contributing factors, symptoms, and prevention methods: Shigella spp;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(a)(ii)(xii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Microbiology and foodborne illness: Describing the following pathogens that cause foodborne illness and their contributing factors, symptoms, and prevention methods: Vibrio cholerae;	3717.51	Yes, state law	Yes, state law

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Appendix B (1)(a)(ii)(xiii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Microbiology and foodborne illness: Describing the following pathogens that cause foodborne illness and their contributing factors, symptoms, and prevention methods: Yersinia.	3717.51	Yes, state law	Yes, state law
Appendix B (1)(a)(iii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Microbiology and foodborne illness: Describing the requirements for food employee reporting of health information in a verifiable manner;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(a)(iv)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Microbiology and foodborne illness: Describing the requirements for establishing and removing restrictions and exclusions for food employees that report having symptoms or have been diagnosed with one of the foodborne illnesses listed above;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(a)(v)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Microbiology and foodborne illness: Identifying and describing food microbiology terms: pH, water activity, foodborne illness, foodborne outbreak, foodborne infection, foodborne intoxication, and foodborne pathogens;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(a)(vi)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Microbiology and	3717.51	Yes, state law	Yes, state law

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		foodborne illness: Explaining the hazards involved in the consumption of raw or undercooked meat, poultry, eggs and fish;			
Appendix B (1)(a)(vii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Microbiology and foodborne illness: Defining and recognizing time/temperature controlled for safety (TCS) food.	3717.51	Yes, state law	Yes, state law
Appendix B (1)(b)(i)(i)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Personal hygiene and handwashing: Proper hand washing techniques and frequency requirements;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(b)(i)(ii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Personal hygiene and handwashing: Requirements for use of gloves, including replacement frequency;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(b)(i)(iii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Personal hygiene and handwashing: The requirements for bare hand contact with food.	3717.51	Yes, state law	Yes, state law
Appendix B (1)(b)(ii)(i)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Personal hygiene and	3717.51	Yes, state law	Yes, state law

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		handwashing: Recognizing the association between employee behaviors and foodborne illness: Cleanliness of outer clothing;			
Appendix B (1)(b)(ii)(ii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Personal hygiene and handwashing: Recognizing the association between employee behaviors and foodborne illness: Requirements for employees wearing jewelry, artificial fingernails, and fingernail polish;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(b)(ii)(iii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Personal hygiene and handwashing: Recognizing the association between employee behaviors and foodborne illness: Hair restraint requirements;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(b)(ii)(iv)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Personal hygiene and handwashing: Recognizing the association between employee behaviors and foodborne illness: Requirements for employees eating, drinking, and using tobacco;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(b)(ii)(v)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Personal hygiene and handwashing: Recognizing the association between employee behaviors and foodborne illness: Personal behaviors, including sneezing, coughing or runny nose.	3717.51	Yes, state law	Yes, state law

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Appendix B (1)(c)(i)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Food sources: Identifying potential hazards prior to and during delivery: The importance of utilizing foods from approved sources;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(c)(ii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Food sources: Identifying potential hazards prior to and during delivery: Ensuring foods are safe, unadulterated and received at the proper temperatures; Ensuring foods are safe, unadulterated and received at the proper temperatures;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(c)(iii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Food sources: Identifying potential hazards prior to and during delivery: Ensuring foods are promptly stored in the proper locations.	3717.51	Yes, state law	Yes, state law
Appendix B (1)(d)(i)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Cleaning and sanitizing of equipment and utensils; Describing proper procedures of cleaning and sanitizing: manual, mechanical, and clean-in-place (CIP);	3717.51	Yes, state law	Yes, state law
Appendix B (1)(d)(ii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Cleaning and sanitizing of equipment and utensils; Identifying requirements for sanitizer concentrations and contact times;	3717.51	Yes, state law	Yes, state law

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Appendix B (1)(d)(iii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Cleaning and sanitizing of equipment and utensils; Identifying cleaning frequency requirements;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(d)(iv)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Cleaning and sanitizing of equipment and utensils; Identifying test kits/thermometer requirements and proper use;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(d)(v)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Cleaning and sanitizing of equipment and utensils; Identifying requirements for storing clean equipment.	3717.51	Yes, state law	Yes, state law
Appendix B (1)(e)(i)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Flow of food through the facility;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(e)(ii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Recognizing proper facility design/construction and their relationship to managing food safety; Menu or list of foods to be served and/or sold;	3717.51	Yes, state law	Yes, state law

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Appendix B (1)(e)(iii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Recognizing proper facility design/construction and their relationship to managing food safety: Ventilation;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(e)(iv)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Recognizing proper facility design/construction and their relationship to managing food safety:	3717.51	Yes, state law	Yes, state law
Appendix B (1)(e)(v)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Recognizing proper facility design/construction and their relationship to managing food safety:	3717.51	Yes, state law	Yes, state law
Appendix B (1)(e)(vi)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Recognizing proper facility design/construction and their relationship to managing food safety:	3717.51	Yes, state law	Yes, state law
Appendix B (1)(e)(vii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Recognizing proper facility design/construction and their relationship to managing food safety:	3717.51	Yes, state law	Yes, state law

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Appendix B (1)(e)(viii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Recognizing proper facility design/construction and their relationship to managing food safety:	3717.51	Yes, state law	Yes, state law
Appendix B (1)(e)(ix)(i)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Recognizing proper facility design/construction and their relationship to managing food safety:	3717.51	Yes, state law	Yes, state law
Appendix B (1)(e)(ix)(ii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Recognizing proper facility design/construction and their relationship to managing food safety:	3717.51	Yes, state law	Yes, state law
Appendix B (1)(e)(x)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Recognizing proper facility design/construction and their relationship to managing food safety: Plan to control pests and rodents;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(e)(xi)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Recognizing proper facility design/construction and their relationship to managing food safety: Plumbing systems and equipment including source of water.	3717.51	Yes, state law	Yes, state law

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Appendix B (1)(f)(i)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Active managerial control of foodborne illness risk factors: Identifying the importance of development and implementation of specific policies, procedures, or standards to prevent foodborne illness;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(f)(ii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Active managerial control of foodborne illness risk factors: Describing the principles of Hazard Analysis Critical Control Point (HACCP);	3717.51	Yes, state law	Yes, state law
Appendix B (1)(f)(iii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Active managerial control of foodborne illness risk factors: Identifying the importance of training of food employees.	3717.51	Yes, state law	Yes, state law
Appendix B (1)(g)(i)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Proper cooking, cooling, reheating, thawing and holding of food: Describing the required time and temperature parameters for cooking, cooling, holding and reheating of food and their relationship to controlling the growth of pathogens;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(g)(ii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Proper cooking, cooling, reheating, thawing and holding of food: Describing proper methods of thawing food;	3717.51	Yes, state law	Yes, state law

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Appendix B (1)(g)(iii)(i)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Proper cooking, cooling, reheating, thawing and holding of food: Describing the requirements for properly utilizing special processes, such as Time as a public health control;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(g)(iii)(ii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Proper cooking, cooling, reheating, thawing and holding of food: Describing the requirements for properly utilizing special processes, such as: Non-continuous cooking;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(g)(iii)(iii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Proper cooking, cooling, reheating, thawing and holding of food: Describing the requirements for properly utilizing special processes, such as: Smoking or curing foods;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(g)(iii)(iv)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Proper cooking, cooling, reheating, thawing and holding of food: Describing the requirements for properly utilizing special processes, such as: Using food additives;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(g)(iii)(v)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Proper cooking, cooling, reheating, thawing and holding of food: Describing the	3717.51	Yes, state law	Yes, state law

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		requirements for properly utilizing special processes, such as: Custom processing of meats;			
Appendix B (1)(g)(iii)(vi)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Proper cooking, cooling, reheating, thawing and holding of food: Describing the requirements for properly utilizing special processes, such as: Packaging foods using reduced oxygen packaging (ROP);	3717.51	Yes, state law	Yes, state law
Appendix B (1)(g)(iii)(vii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Proper cooking, cooling, reheating, thawing and holding of food: Describing the requirements for properly utilizing special processes, such as: Sprouting seeds or beans.	3717.51	Yes, state law	Yes, state law
Appendix B (1)(g)(iv)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Proper cooking, cooling, reheating, thawing and holding of food: Describing methods for properly using and calibrating thermometers.	3717.51	Yes, state law	Yes, state law
Appendix B (1)(h)(i)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Cross contamination: Identifying types of contamination: physical, biological, and chemical;	3717.51	Yes, state law	Yes, state law

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Appendix B (1)(h)(ii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Cross contamination: Identifying methods to prevent contamination;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(h)(iii)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Cross contamination: Identifying proper methods for storing and displaying food;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(h)(iv)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Cross contamination: Methods to prevent contamination of equipment and utensils;	3717.51	Yes, state law	Yes, state law
Appendix B (1)(h)(v)	shall	The core content of a manager certification in food protection course of study shall incorporate the most current requirements specified under Chapter 3717-1 Ohio Administrative Code (OAC) and shall contain the following curriculum: Cross contamination: Identifying proper methods to store equipment, utensils, and single-use items.	3717.51	Yes, state law	Yes, state law
3701-25-02(A)	Shall	The local board of health shall have the right of entry and access to camps at any reasonable time for the purpose of inspecting and investigating conditions relating to the administration and enforcement of rules 3701-25-01 to 3701-25-10 of the Administrative Code.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-02(A)	Shall	The local board of health shall have the right of entry and access to camps at any reasonable time for the purpose of inspecting and investigating conditions relating to the administration and enforcement of rules 3701-25-01 to 3701-25-10 of the Administrative Code.	3701.13	No, general rulemaking authority	No, general rulemaking authority

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3701-25-02(A)(1)	Shall	Before a permit is initially issued and annually thereafter, or more often if necessary, the health commissioner shall cause each camp to be inspected relative to compliance with these rules.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-02(A)(1)	Shall	Before a permit is initially issued and annually thereafter, or more often if necessary, the health commissioner shall cause each camp to be inspected relative to compliance with these rules.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-02(A)(2)	Shall	A record shall be made of each inspection.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-02(B)(1)	Shall	Receive a site evaluation from the local board of health relative to compliance with Chapter 3701-25 of the Administrative Code.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-02(B)(1)	Shall	A written report containing information about the location shall be prepared, which shall include at a minimum, its topography, soil conditions, previous uses, and available utilities;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-02(B)(1)	Shall	A written report containing information about the location shall be prepared, which shall include at a minimum, its topography, soil conditions, previous uses, and available utilities;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-02(B)(1)	Shall	A written report containing information about the location shall be prepared, which shall include at a minimum, its topography, soil conditions, previous uses, and available utilities;	3701.13	No, general rulemaking authority	No, general rulemaking authority

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3701-25-02(B)(1)	Shall	A written report containing information about the location shall be prepared, which shall include at a minimum, its topography, soil conditions, previous uses, and available utilities;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-02(B)(1)	Shall	A written report containing information about the location shall be prepared, which shall include at a minimum, its topography, soil conditions, previous uses, and available utilities;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-02(B)(2)	Shall	Submission of plans and specifications to the local health jurisdiction described in paragraph (A) of rule 3701-25-03 of the Administrative Code;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-02(B)(2)	Shall	Submission of plans and specifications to the local health jurisdiction described in paragraph (A) of rule 3701-25-03 of the Administrative Code;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-02(B)(3)	Shall	Obtain written approval for the plans and specifications from the health commissioner;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-02(B)(3)	Shall	Obtain written approval for the plans and specifications from the health commissioner;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-02(B)(4)	Shall	Written authorization for the operation of the camp shall be obtained for each calendar year prior to opening the camp for the calendar year for which application is made.	3701.13	No, general rulemaking authority	No, general rulemaking authority

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3701-25-02(B)(4)	Shall	Written authorization for the operation of the camp shall be obtained for each calendar year prior to opening the camp for the calendar year for which application is made.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-03	Shall	The health commissioner, upon request of the person submitting the plans and specifications for approval, may waive submission of any of the items required by this paragraph if it is determined that they are not necessary to review the plans effectively. The health commissioner may request additional information and may return incomplete plans to the applicant without review. The plans shall be acted upon within thirty days after the date of receipt of the information required of this rule.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-03(A)(1)	Shall	(A) Plans shall be submitted for: Initial approvals;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-03(A)(2)	Shall	(A) Plans shall be submitted for: Substantial alterations;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-03(A)(3)	Shall	(A) Plans shall be submitted for: When deemed necessary by the health commissioner.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-03(B)(1)	Shall	The plans and specifications shall be submitted in duplicate and shall show: The name, address, and telephone number of the proposed facility owner, camp operator and a person to contact with regard to the plans, and a letter of transmittal from the person requesting the review;	3701.13	No, general rulemaking authority	No, general rulemaking authority

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3701-25-03(B)(2)	Shall	The plans and specifications shall be submitted in duplicate and shall show: A site plan showing the general layout of the entire camp;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-03(B)(3)	Shall	The plans and specifications shall be submitted in duplicate and shall show: Entrance and exit roads, access roads, and trails;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-03(B)(4)	Shall	The plans and specifications shall be submitted in duplicate and shall show: Camp buildings and service buildings and other proposed structures;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-03(B)(5)	Shall	The plans and specifications shall be submitted in duplicate and shall show: The area, dimensions, and elevations of the tract of land;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-03(B)(6)	Shall	The plans and specifications shall be submitted in duplicate and shall show: Method of storage, collection, and disposal of solid wastes;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-03(B)(7)	Shall	The plans and specifications shall be submitted in duplicate and shall show: Swimming facilities, including swimming pools and other bathing places;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-03(B)(8)	Shall	The plans and specifications shall be submitted in duplicate and shall show: The location and details of the lighting and electrical systems, if applicable;	3701.13	No, general rulemaking authority	No, general rulemaking authority

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3701-25-03(B)(9)	Shall	The plans and specifications shall be submitted in duplicate and shall show: Details and specifications of the water system or EPA approval notification or proof of a PWS, if applicable;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-03(B)(10)	Shall	The plans and specifications shall be submitted in duplicate and shall show: Details and specifications of the gray water recycling system;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-03(B)(11)	Shall	The plans and specifications shall be submitted in duplicate and shall show: Design and design plans for drainage of surface and storm waters or EPA approval notification, if applicable;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-03(B)(12)	Shall	The plans and specifications shall be submitted in duplicate and shall show: Details and specifications of the sewage collection and treatment system or EPA approval notification, if applicable.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-03(C)	Shall	The plans shall meet the requirements of paragraph (B) of this rule and shall be accompanied by all of the following documents:	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-03(C)(1)	Shall	The plans shall be accompanied by: Written verification from the local zoning authority that the land use has been zoned and approved for the development of a camp;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-03(C)(2)	Shall	The plans shall be accompanied by: Written verification that all proposed buildings in the camp meet applicable state or local building requirements;	3701.13	No, general rulemaking authority	No, general rulemaking authority

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3701-25-03(C)(3)	Shall	The plans shall be accompanied by: Written verification by the fire protection authority, or authorities, that have jurisdiction in the area that the camp has adequate fire protection;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-03(C)(4)	Shall	The plans shall be accompanied by: Written verification by the municipal corporation or board of county commissioners for unincorporated areas that the proposed new construction or substantial alteration to a camp will be made in accordance with the municipal or county flood plain ordinances or resolutions and local flood plain requirements;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-03(C)(5)	Shall	The plans shall be accompanied by: Written verification that the plans for the sewerage system and the water supply system have been approved by the Ohio environmental protection agency or the local health district depending on which entity has jurisdiction.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-03(D)	Shall	Except as otherwise provided in this rule, a plan approval issued for a camp shall be valid for three years after the date on which the approval was issued.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-03(D)(2)	Shall	A request for an extension shall be filed in writing before the expiration of the initial three-year period.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-03(D)(3)	Shall	If the construction or substantial alteration has not been completed within the three-year period, or within the limit of any extension granted under this paragraph, the plans shall be resubmitted in accordance with this rule.	3701.13	No, general rulemaking authority	No, general rulemaking authority

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3701-25-04	Shall	The camp operator shall:	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-04(A)	Shall	The camp operator shall: Establish rules governing the operation and maintenance of the camp. Such rules shall be given to the patrons as they initially enter the camp or be conspicuously posted. The rules shall include, but not be limited to:	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-04(A)	Shall	The camp operator shall: Establish rules governing the operation and maintenance of the camp. Such rules shall be given to the patrons as they initially enter the camp or be conspicuously posted. The rules shall include, but not be limited to:	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-04(A)	Shall	The camp operator shall: Establish rules governing the operation and maintenance of the camp. Such rules shall be given to the patrons as they initially enter the camp or be conspicuously posted. The rules shall include, but not be limited to:	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-04(A)(1)	Shall	The rules shall include, but not be limited to: Safety information;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-04(A)(2)	Shall	The rules shall include, but not be limited to: Traffic control;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-04(A)(3)	Shall	The rules shall include, but not be limited to: Noise control;	3701.13	No, general rulemaking authority	No, general rulemaking authority

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3701-25-04(A)(4)	Shall	The rules shall include, but not be limited to: Use of hazardous materials and fire safety;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-04(A)(5)	Shall	The rules shall include, but not be limited to: Registration of camp visitors;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-04(A)(6)	Shall	The rules shall include, but not be limited to: Aquatic recreation area safety,	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-04(B)	Shall	The camp operator shall: Prevent and abate any nuisances within the camp;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-04(B)	Shall	The camp operator shall: Prevent and abate any nuisances within the camp;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-04(C)	Shall	The camp operator shall: Maintain vehicular access, as appropriate, throughout the camp at all times the camp is in use. Camp roads and walkways shall be maintained to provide all-weather access at all times the camp is in use;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-04(C)	Shall	The camp operator shall: Maintain vehicular access, as appropriate, throughout the camp at all times the camp is in use. Camp roads and walkways shall be maintained to provide all-weather access at all times the camp is in use;	3701.13	No, general rulemaking authority	No, general rulemaking authority

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3701-25-04(C)	Shall	The camp operator shall: Maintain vehicular access, as appropriate, throughout the camp at all times the camp is in use. Camp roads and walkways shall be maintained to provide all-weather access at all times the camp is in use;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-04(D)	Shall	The camp operator shall: Ensure at least one responsible adult is available at all times the camp is in operation;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-04(E)	Shall	The camp operator shall: Ensure the camp is properly drained and kept free of trash and debris;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-04(E)	Shall	The camp operator shall: Ensure the camp is properly drained and kept free of trash and debris;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-04(E)	Shall	The camp operator shall: Ensure the camp is properly drained and kept free of trash and debris;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-04(F)	Shall	The camp operator shall: Implement insect and rodent control measures whenever an insect or rodent nuisance exists;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-04(F)	Shall	The camp operator shall: Implement insect and rodent control measures whenever an insect or rodent nuisance exists;	3701.13	No, general rulemaking authority	No, general rulemaking authority

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3701-25-04(G)	Shall	The camp operator shall: Reasonably control noxious plants such as poison ivy, poison sumac and other plants which could constitute a hazard to patrons in public use areas;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-04(H)	Require	The camp operator shall: Require the registration of all pets and service animals that are permitted within the camp prior to entry.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-04(H)	Must	The camp operator shall require: All dogs must have proof of current rabies vaccination;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-04(I)	Shall	The camp operator shall: Promptly report to the health commissioner of the health district where the camp is located cases of either domestic or wild animal bites inflicted upon any person in the camp;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-04(J)	Shall	The camp operator shall: Promptly notify the health commissioner of any known cases of communicable disease and in the event of an outbreak, comply with the orders given by the health commissioner.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-04(J)	Shall	The camp operator shall: Promptly notify the health commissioner of any known cases of communicable disease and in the event of an outbreak, comply with the orders given by the health commissioner.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(A)(1)	Shall	Water for human consumption shall be provided at a camp and shall be of adequate quantity and from:	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-05(A)(1)	Shall	Water for human consumption shall be provided at a camp and shall be of adequate quantity and from:	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(A)(1)	Shall	Water for human consumption shall be provided at a camp and shall be of adequate quantity and from: A public or private water system that complies with certain laws.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(A)(2)	Shall	The water supply system and equipment shall be maintained in a safe and sanitary manner so as not to create a health hazard to the occupants of the camp.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(A)(2)	Shall	The water supply system and equipment shall be maintained in a safe and sanitary manner so as not to create a health hazard to the occupants of the camp.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(A)(2)	Shall	The water supply system and equipment shall be maintained in a safe and sanitary manner so as not to create a health hazard to the occupants of the camp.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(A)(2)	Shall	The water supply system and equipment shall be maintained in a safe and sanitary manner so as not to create a health hazard to the occupants of the camp.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(A)(2)	Shall	No person shall install or maintain a connection within a water supply system which could contaminate the water system or provide a cross-connection between a source of contamination and the water system unless an approved backflow prevention device is installed.	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-05(A)(2)	Shall	No person shall install or maintain a connection within a water supply system which could contaminate the water system or provide a cross-connection between a source of contamination and the water system unless an approved backflow prevention device is installed.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(A)(3)	Shall	Adequate drainage shall be provided at all water service outlets.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(A)(5)	Shall	As of September 6, 1998, when water is supplied for human consumption, the primary water source in any new or substantially altered camp shall be protected at the point of connection by an ASSE number 1013 reduced pressure principle backflow prevention assembly or equivalent device.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(A)(5)	Shall	Such device shall be annually inspected and tested.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(A)(5)	Shall	Such device shall be annually inspected and tested.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(A)(6)	Must	All water hoses used for human consumption in a camp must be rated for potable water use only.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(B)(1)	Shall	All sewerage systems shall meet the standards of Chapter 6111. of the Revised Code or Chapter 3718. of the Revised Code, as applicable.	3701.13	No, general rulemaking authority	No, general rulemaking authority

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3701-25-05(B)(2)	Shall	All sewerage systems shall be maintained in a safe and sanitary manner so as not to create a health hazard.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(B)(3)	Shall not	The operator shall not permit any individual within the camp to create a sewage nuisance.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(B)(4)	Shall	When the services of a registered septage hauler are utilized for the ultimate disposal of sewage pumped from holding tanks, a service agreement shall be kept on file by the operator on premise including the dates of any services performed.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(C)(1)	Shall	The operator of a camp shall ensure that the gray water recycling system meets the standards of section 3718.02 or Chapter 6111. of the Revised Code as appropriate and as follows:	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(C)(1)(a)	Shall	Located no farther than two hundred feet walking distance;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(C)(1)(b)	Shall	Maintained to keep the facility and the area around the facility in a safe and sanitary manner and free from any nuisances or health hazards;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(C)(1)(b)	Shall	Maintained to keep the facility and the area around the facility in a safe and sanitary manner and free from any nuisances or health hazards;	3701.13	No, general rulemaking authority	No, general rulemaking authority

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3701-25-05(C)(1)(b)	Shall	Maintained to keep the facility and the area around the facility in a safe and sanitary manner and free from any nuisances or health hazards;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(C)(1)(b)	Shall	Maintained to keep the facility and the area around the facility in a safe and sanitary manner and free from any nuisances or health hazards;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(C)(1)(b)	Shall	Maintained to keep the facility and the area around the facility in a safe and sanitary manner and free from any nuisances or health hazards;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(C)(1)(b)	Shall	Maintained to keep the facility and the area around the facility in a safe and sanitary manner and free from any nuisances or health hazards;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(C)(1)(c)	Shall	Easily accessible and provided with a sign indicating that the facility is for gray water only and that no sewage is permitted;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(C)(1)(c)	Shall	Easily accessible and provided with a sign indicating that the facility is for gray water only and that no sewage is permitted;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(C)(1)(d)	Shall	The operator of a camp shall ensure: Direct or indirect connection of any pipe, hose or direct discharge from any portable camping unit or other source to a gray water recycling system is prohibited;	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-05(C)(1)(e)	Shall not	The operator shall not permit individuals to create a nuisance.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(C)(1)(e)	Shall	The operator shall ensure that gray water is not discharged to the surface of the ground.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(C)(1)(e)	Shall	The operator shall ensure that gray water is disposed of in a manner that complies with this rule.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(C)(2)(a)	Shall	The gray water recycling system installed after September 6, 1998 shall have a holding tank.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(C)(2)(a)	Shall	The holding tank shall be water-tight;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(C)(2)(a)	Shall	The holding tank shall hold at 250 gallons;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(C)(2)(a)	Shall	The drain opening shall be installed in a riser;	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-05(C)(2)(a)	Shall	The riser shall extend a minimum of 18 inches above the ground surface;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(C)(2)(a)	Shall	The drain opening shall be surrounded by a surface which extends from the opening to the sides of the riser and which slopes to the opening.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(C)(2)(a)	Shall	The drain opening shall be surrounded by a surface which extends from the opening to the sides of the riser and which slopes to the opening.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(C)(2)(a)	Shall	The drain opening shall be covered by a drain grate.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(C)(2)(a)	Shall	The drain opening shall be located at least four inches below the top edge of the riser.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(C)(4)	Shall	When the services of a registered septage hauler are utilized for the ultimate disposal of gray water pumped from holding tanks, a service agreement shall be kept on file by the operator on premise including the dates of any services performed.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-05(C)(5)	Shall	All gray water recycling systems shall be installed and maintained in accordance with the approved plans.	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-06(A)	Shall	All toilet facilities shall be:	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(A)(1)	Shall	All toilet facilities shall be: Properly located, constructed, and maintained in accordance with the approved plans;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(A)(1)	Shall	All toilet facilities shall be: Properly located, constructed, and maintained in accordance with the approved plans;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(A)(1)	Shall	All toilet facilities shall be: Properly located, constructed, and maintained in accordance with the approved plans;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(A)(2)(a)	Shall	Toilet seats shall be provided in adequate number based upon one seat for every ten females;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(A)(2)(b)	Shall	Toilet seats shall be provided in adequate number based upon one seat for every ten males.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(A)(3)	Shall	Maintained in a clean and sanitary condition;	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-06(A)(3)	Shall	Maintained in a clean and sanitary condition;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(A)(4)	Shall	Provided for men and women. Each facility shall be plainly designated.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(A)(4)	Shall	Provided for men and women. Each facility shall be plainly designated.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(A)(4)	Shall	Provided for men and women. Each facility shall be plainly designated.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(A)(4)	Shall	If the facilities for each sex are in the same building, they shall be separated by solid walls or partitions extending from the floor to the ceiling;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(A)(5)	Shall	Provided with adequate toilet tissue at each toilet fixture;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(A)(6)	Shall	Provided with available handwashing;	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-06(A)(7)	Shall	Provided with self-closing doors or modesty shields at the entrance and exits;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(A)(7)	Shall	Provided with self-closing doors or modesty shields at the entrance and exits;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(A)(8)	Shall	Provided with floors that are easily cleanable, non-skid finish, impervious to moisture, and self draining;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(A)(8)	Shall	Provided with floors that are easily cleanable, non-skid finish, impervious to moisture, and self draining;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(A)(8)	Shall	Provided with floors that are easily cleanable, non-skid finish, impervious to moisture, and self draining;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(A)(8)	Shall	Provided with floors that are easily cleanable, non-skid finish, impervious to moisture, and self draining;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(A)(9)	Shall	Plainly designated and the location of toilets shall be indicated by suitable signs.	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-06(A)(9)	Shall	Plainly designated and the location of toilets shall be indicated by suitable signs.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(A)(9)	Shall	During night hours all toilet facilities shall be lighted by artificial lighting.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(A)(10)	Shall	Pit latrines are not permitted, unless certain conditions are met.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(A)(11)	Shall	Vault privies shall be constructed of a water-tight holding tank capable of holding a minimum volume of one thousand gallons.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(A)(12)	Shall	Where water is provided to the facilities, the toilet facility shall be subject to plans;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(A)(12)	Shall	Where water is provided to toilet facilities, plans shall be submitted to and approved by the Ohio environmental protection agency.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(A)(12)	Shall	Where water is provided to toilet facilities, plans shall be submitted to and approved by the Ohio environmental protection agency.	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-06(B)(1)	Shall	All handwashing facilities shall be: Made available at toilet facilities;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(B)(2)	Shall	Equipped with water that is safe for human consumption, soap, and an acceptable hand drying method shall be provided in each camp except primitive camp areas;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(B)(2)	Shall	Equipped with water that is safe for human consumption, soap, and an acceptable hand drying method shall be provided in each camp except primitive camp areas;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(B)(2)	Shall	Equipped with water that is safe for human consumption, soap, and an acceptable hand drying method shall be provided in each camp except primitive camp areas;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(B)(3)	Shall	Maintained in a clean and sanitary condition;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(B)(3)	Shall	Maintained in a clean and sanitary condition;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(B)(4)	Shall	Provided with floors that are easily cleanable, non-skid finish, impervious to moisture, and self draining;	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-06(B)(4)	Shall	Provided with floors that are easily cleanable, non-skid finish, impervious to moisture, and self draining;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(B)(4)	Shall	Provided with floors that are easily cleanable, non-skid finish, impervious to moisture, and self draining;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(B)(4)	Shall	Provided with floors that are easily cleanable, non-skid finish, impervious to moisture, and self draining;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(B)(5)	Shall	The number of handwashing facilities in existing resident camps shall be satisfactory.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(B)(5)	Shall	In camps constructed after January 1, 1972, handwashing facilities shall be provided in the ratio as provided in the Ohio building code adopted by the board of building standards under authority of Chapter 3781. of the Revised Code;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(B)(6)	Shall	The location of handwashing facilities shall be indicated by suitable signs.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(B)(6)	Shall	Except in primitive camp areas, during night hours the interior of these facilities shall be illuminated by artificial lighting;	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-06(B)(7)	Shall	Notwithstanding the requirements of rule 3701-25-05 of the Administrative Code, after the effective date of this rule, waste water from handwashing facilities shall be disposed of in a sewage collection system or a gray water recycling system.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(C)(1)	Shall	All shower facilities shall be: Equipped with water that is safe for human consumption;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(C)(2)	Shall	When shower facilities are provided and will be used by more than one family at one time or by non-family groups, separate facilities shall be provided for each sex.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(C)(2)	Shall	If shower facilities for each sex are in the same building, they shall be separated by solid walls or partitions extending from the floor to the ceiling.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(C)(2)	Shall	Shower building entrances and exits shall be provided with self-closing doors or modesty shields;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(C)(2)	Shall	Shower building entrances and exits shall be provided with self-closing doors or modesty shields;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(C)(3)	Shall	The number of shower facilities in existing resident camps shall be satisfactory.	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-06(C)(3)	Shall	In camps constructed after January 1, 1972, shower facilities shall be provided in the ratio as provided in the Ohio building code adopted by the board of building standards under authority of Chapter 3781. of the Revised Code;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(C)(4)	Shall	The location of shower facilities shall be indicated by suitable signs.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(C)(4)	Shall	During night hours the interior of these facilities shall be illuminated by artificial lighting when in use;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-06(C)(5)	Shall	Notwithstanding the requirements of rule 3701-25-05 of the Administrative Code, after the effective date of this rule, waste water from shower facilities shall be disposed of in a sewage collection system or a gray water recycling system.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-07(A)	Shall	The storage, collection, and disposal of solid wastes shall be conducted so as to avoid the creation of health hazards, rodent harborages, insect breeding areas, and accidents.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-07(A)	Shall	The storage, collection, and disposal of solid wastes shall be conducted so as to avoid the creation of health hazards, rodent harborages, insect breeding areas, and accidents.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-07(A)	Shall	The storage, collection, and disposal of solid wastes shall be conducted so as to avoid the creation of health hazards, rodent harborages, insect breeding areas, and accidents.	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-07(A)	Shall	The storage, collection, and disposal of solid wastes shall be conducted so as to avoid the creation of health hazards, rodent harborages, insect breeding areas, and accidents.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-07(B)	Shall	When solid wastes are stored at camp areas or at a central point within the camp, they shall be stored in durable rust resistant, watertight, non-absorbent, and easily cleanable containers with tight fitting covers.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-07(B)	Shall	When solid wastes are stored at camp areas or at a central point within the camp, they shall be stored in durable rust resistant, watertight, non-absorbent, and easily cleanable containers with tight fitting covers.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-07(B)	Shall	When solid wastes are stored at camp areas or at a central point within the camp, they shall be stored in durable rust resistant, watertight, non-absorbent, and easily cleanable containers with tight fitting covers.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-07(B)	Shall	When solid wastes are stored at camp areas or at a central point within the camp, they shall be stored in durable rust resistant, watertight, non-absorbent, and easily cleanable containers with tight fitting covers.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-07(B)	Shall	When solid wastes are stored at camp areas or at a central point within the camp, they shall be stored in durable rust resistant, watertight, non-absorbent, and easily cleanable containers with tight fitting covers.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-07(B)	Shall	When solid wastes are stored at camp areas or at a central point within the camp, they shall be stored in durable rust resistant, watertight, non-absorbent, and easily cleanable containers with tight fitting covers.	3701.13	No, general rulemaking authority	No, general rulemaking authority

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3701-25-07(B)	Shall	Containers and covers shall be maintained in a clean condition and in good repair.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-07(B)	Shall	Containers and covers shall be maintained in a clean condition and in good repair.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-07(B)	Shall	Solid waste containers shall be sufficient in number and size to accommodate all solid wastes between collections.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-07(B)	Shall	Solid waste containers shall be sufficient in number and size to accommodate all solid wastes between collections.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-07(C)	Must	All solid waste containers must be easily accessible and emptied at least weekly unless otherwise authorized by the health commissioner.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-07(C)	Must	All solid waste containers must be easily accessible and emptied at least weekly unless otherwise authorized by the health commissioner.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-07(D)	Must	All camps must have a written policy for the disposal of infectious wastes. Infectious waste disposal must be in compliance with rules of the Ohio environmental protection agency.	3701.13	No, general rulemaking authority	No, general rulemaking authority

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3701-25-07(D)	Must	All camps must have a written policy for the disposal of infectious wastes. Infectious waste disposal must be in compliance with rules of the Ohio environmental protection agency.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-08(A)	Shall	Electrical systems installed in camps shall be approved, installed, and maintained in accordance with the provisions of the "National Electric Code," as amended.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-08(A)	Shall	Electrical systems installed in camps shall be approved, installed, and maintained in accordance with the provisions of the "National Electric Code," as amended.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-08(A)	Shall	Electrical systems installed in camps shall be approved, installed, and maintained in accordance with the provisions of the "National Electric Code," as amended.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-08(B)(2)	Require	Require written verification by a licensed contractor that a hazard does not exist;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-08(B)(3)	Require	Require written verification by a licensed contractor that proper repairs have been made to abate the hazard.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-08(C)	Shall	Written verification of the most recent permits and any documents from a licensed contractor certifying work performed within the camp shall be maintained on file at the camp for review by the local health district.	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-08(C)	Shall	Written verification of the most recent permits and any documents from a licensed contractor certifying work performed within the camp shall be maintained on file at the camp for review by the local health district.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-08(D)	Shall	Whenever electrical service is available to the camp, all public service buildings shall be provided with external lighting sufficient to provide illumination and visibility.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-09(A)	Shall	All permanent sleeping quarters which are provided by the operator shall be constructed and maintained in a safe condition, shall afford adequate protection against inclement weather conditions and shall be so located and maintained as to provide easy, unobstructed exit in case of fire or other emergency.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-09(A)	Shall	All permanent sleeping quarters which are provided by the operator shall be constructed and maintained in a safe condition, shall afford adequate protection against inclement weather conditions and shall be so located and maintained as to provide easy, unobstructed exit in case of fire or other emergency.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-09(A)	Shall	All permanent sleeping quarters which are provided by the operator shall be constructed and maintained in a safe condition, shall afford adequate protection against inclement weather conditions and shall be so located and maintained as to provide easy, unobstructed exit in case of fire or other emergency.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-09(A)	Shall	All permanent sleeping quarters which are provided by the operator shall be constructed and maintained in a safe condition, shall afford adequate protection against inclement weather conditions and shall be so located and maintained as to provide easy, unobstructed exit in case of fire or other emergency.	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-09(A)	Shall	All permanent sleeping quarters which are provided by the operator shall be constructed and maintained in a safe condition, shall afford adequate protection against inclement weather conditions and shall be so located and maintained as to provide easy, unobstructed exit in case of fire or other emergency.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-09(A)	Shall	All permanent sleeping quarters which are provided by the operator shall be constructed and maintained in a safe condition, shall afford adequate protection against inclement weather conditions and shall be so located and maintained as to provide easy, unobstructed exit in case of fire or other emergency.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-09(A)	Shall	All permanent sleeping quarters which are provided by the operator shall be constructed and maintained in a safe condition, shall afford adequate protection against inclement weather conditions and shall be so located and maintained as to provide easy, unobstructed exit in case of fire or other emergency.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-09(B)(1)	Shall	Cots shall be arranged as to allow adequate cross ventilation;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-09(B)(1)	Shall	Bunks shall be arranged as to allow adequate cross ventilation;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-09(B)(2)	Shall	Cots shall be arranged to allow a minimum distance of five feet between heads of the sleepers;	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-09(B)(2)	Shall	Bunks shall be arranged to allow a minimum distance of five feet between heads of the sleepers;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-09(B)(3)	Shall	Every bed shall be elevated at least twelve inches from the floor to the bottom of the mattress.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-09(B)(3)	Shall	The clear space between the top of the lower mattress of a bunk bed and bottom of the upper bunk shall be a minimum of twenty-seven inches.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-09(B)(3)	Shall	The distance from the top of the upper mattress to the ceiling shall be a minimum of thirty-six inches.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-09(B)(3)	Shall	There shall be a minimum distance of thirty inches between the sides of the beds. In instances where the thirty inch separation distance cannot be achieved, the operator may provide a permanent partition or other acceptable barrier between beds.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-09(C)(1)	Shall	Articles of bedding shall be kept clean	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-09(C)(1)	Shall	Articles of bedding shall be kept free of insects	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-09(C)(1)	Shall	Articles of bedding shall be kept free of pests	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-09(C)(1)	Shall	Articles of bedding shall be kept free of rodents	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-09(C)(1)	Shall	Articles of bedding shall be kept in good repair;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-09(C)(1)	Shall	Articles of furniture shall be kept clean	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-09(C)(1)	Shall	Articles of furniture shall be kept free of insects	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-09(C)(1)	Shall	Articles of furniture shall be kept free of pests	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-09(C)(1)	Shall	Articles of furniture shall be kept free of rodents	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-09(C)(1)	Shall	Articles of furniture shall be kept in good repair;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-09(C)(2)	Shall	Articles of bedding shall be provided with impervious mattress covers, or the equivalent;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-09(C)(2)	Shall	Articles of furniture shall be provided with easily cleanable mattress covers, or the equivalent;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-09(C)(3)	Shall	Articles of bedding shall be changed between campers, when soiled, and at least weekly, if sheets and pillowcases are supplied by the operator;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-09(C)(3)	Shall	Articles of bedding shall be changed between campers, when soiled, and at least weekly, if sheets and pillowcases are supplied by the operator;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-09(C)(3)	Shall	Articles of bedding shall be changed between campers, when soiled, and at least weekly, if sheets and pillowcases are supplied by the operator;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-09(C)(4)	Shall	Equipped with guardrails attached to the upper bunks to prevent occupants from accidently rolling out of bed.	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-10(A)	Shall	Fire fighting equipment of the type and quantity acceptable to the state fire marshal or local fire department shall be made available by the operator for use in fighting fires.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(A)	Shall	All fire fighting equipment shall be maintained in good operating condition and so located that it is readily available for use at all times.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(A)	Shall	All fire fighting equipment shall be maintained in good operating condition and so located that it is readily available for use at all times.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(B)	Shall	Water recreation areas, under control of the operator, shall be supervised and maintained when in use.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(B)	Shall	Water recreation areas, under control of the operator, shall be supervised and maintained when in use.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(C)	Shall	Firearms shall be used in a safe manner;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(C)	Shall	Firearms shall be maintained in a safe manner;	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-10(C)	Shall	Firearms shall be stored in a safe manner;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(C)	Shall	Firearms shall be protected from unauthorized use;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(C)	Shall	Archery shall be used in a safe manner;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(C)	Shall	Archery shall be maintained in a safe manner;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(C)	Shall	Archery shall be stored in a safe manner;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(C)	Shall	Archery equipment shall be protected from unauthorized use;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(C)	Shall	Hazardous substances shall be used in a safe manner;	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-10(C)	Shall	Hazardous substances shall be maintained in a safe manner;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(C)	Shall	Hazardous substances shall be stored in a safe manner;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(C)	Shall	Hazardous materials shall be protected from unauthorized use;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(C)	Shall	Potentially hazardous equipment shall be used in a safe manner;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(C)	Shall	Potentially hazardous substances shall be maintained in a safe manner;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(C)	Shall	Potentially hazardous substances shall be stored in a safe manner;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(C)	Shall	Potentially hazardous substances shall be protected from unauthorized use;	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-10(C)	Shall	The operator shall identify programs that require specialized supervision and control;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(C)	Shall	The operator shall protect the areas from unauthorized access;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(C)	Shall	The operator shall protect the areas from unauthorized use;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(C)	Shall	The operator shall protect the equipment from unauthorized access;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(C)	Shall	The operator shall protect equipment from unauthorized use.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(D)	Shall	The operator shall provide a place for the reception and first aid treatment of sick or injured campers.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(D)	Shall	The operator shall provide a place for the reception and first aid treatment of sick or injured campers.	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-10(D)	Shall	First aid equipment consisting of unused disposable gloves and a sufficient supply of materials to stop bleeding, and to clean and cover minor cuts and abrasions shall be maintained.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(D)	Shall	First aid equipment consisting of unused disposable gloves and a sufficient supply of materials to stop bleeding, and to clean and cover minor cuts and abrasions shall be maintained.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(D)	Shall	First aid equipment consisting of unused disposable gloves and a sufficient supply of materials to stop bleeding, and to clean and cover minor cuts and abrasions shall be maintained.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(D)	Shall	First aid equipment consisting of unused disposable gloves and a sufficient supply of materials to stop bleeding, and to clean and cover minor cuts and abrasions shall be maintained.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(D)	Shall	First aid equipment consisting of unused disposable gloves and a sufficient supply of materials to stop bleeding, and to clean and cover minor cuts and abrasions shall be maintained.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(D)	Shall	First aid equipment consisting of unused disposable gloves and a sufficient supply of materials to stop bleeding, and to clean and cover minor cuts and abrasions shall be maintained.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(E)	Shall	A telephone and directions to a telephone shall be provided and made available at the camp.	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-10(E)	Shall	A telephone and directions to a telephone shall be provided and made available at the camp.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(E)	Shall	A telephone and directions to a telephone shall be provided and made available at the camp.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(E)	Shall	A telephone and directions to a telephone shall be provided and made available at the camp.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(E)	Shall	A list of emergency numbers along with the address of the camp shall be conveniently posted or otherwise made available to all phones.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(E)	Shall	A list of emergency numbers along with the address of the camp shall be conveniently posted or otherwise made available to all phones.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(F)	Shall	Hazardous substances shall be labeled, stored, and handled as required by applicable laws and rules and as directed by the health commissioner in instances not covered by such laws and rules.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(F)	Shall	Hazardous substances shall be labeled, stored, and handled as required by applicable laws and rules and as directed by the health commissioner in instances not covered by such laws and rules.	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-10(F)	Shall	Hazardous substances shall be labeled, stored, and handled as required by applicable laws and rules and as directed by the health commissioner in instances not covered by such laws and rules.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(F)	Shall	Hazardous substances shall be labeled, stored, and handled as required by applicable laws and rules and as directed by the health commissioner in instances not covered by such laws and rules.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(F)	Shall	Hazardous substances shall be labeled, stored, and handled as required by applicable laws and rules and as directed by the health commissioner in instances not covered by such laws and rules.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(F)	Shall	Hazardous substances shall be labeled, stored, and handled as required by applicable laws and rules and as directed by the health commissioner in instances not covered by such laws and rules.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(F)	Shall	Hazardous substances shall be labeled, stored, and handled as required by applicable laws and rules and as directed by the health commissioner in instances not covered by such laws and rules.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(G)	Shall	All playgrounds and playground equipment shall be installed and maintained in a safe condition.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(G)	Shall	All playgrounds and playground equipment shall be installed and maintained in a safe condition.	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-10(G)	Shall	All playgrounds and playground equipment shall be installed and maintained in a safe condition.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(G)	Shall	All playgrounds and playground equipment shall be installed and maintained in a safe condition.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(H)	Shall	All heating devices shall be installed to avoid fire hazards;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(H)	Shall	All heating devices shall be installed to avoid a dangerous concentration of fumes or gases;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(H)	Shall	All heating devices shall be installed to avoid accidents;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(H)	Shall	All heating devices shall be installed to avoid electrical hazards;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(H)	Shall	All heating devices shall be operated to avoid fire hazards;	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-10(H)	Shall	All heating devices shall be operated to avoid a dangerous concentration of fumes or gases;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(H)	Shall	All heating devices shall be operated to avoid accidents;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(H)	Shall	All heating devices shall be operated to avoid electrical hazards;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(H)	Shall	All cooling devices shall be installed to avoid fire hazards;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(H)	Shall	All cooling devices shall be installed to avoid a dangerous concentration of fumes or gases;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(H)	Shall	All cooling devices shall be installed to avoid accidents;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(H)	Shall	All cooling devices shall be installed to avoid electrical hazards;	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-10(H)	Shall	All cooling devices shall be operated to avoid fire hazards;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(H)	Shall	All cooling devices shall be operated to avoid a dangerous concentration of fumes or gases;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(H)	Shall	All cooling devices shall be operated to avoid accidents;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(H)	Shall	All cooling devices shall be operated to avoid electrical hazards;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(I)	Shall	The handling of fuel oil shall be in compliance with NFPA #30;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(I)	Shall	The storage of fuel oil shall be in compliance with NFPA #30;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(I)	Shall	The handling of other flammable liquids shall be in compliance with NFPA #30;	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-10(I)	Shall	The storage of other flammable liquids shall be in compliance with NFPA #30.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(J)	Shall	Whenever possible, the operator shall identify natural hazards to life and safety and control them where possible within the camp.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(J)	Shall	Whenever possible, the operator shall identify natural hazards to life and safety and control them where possible within the camp.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(J)	Shall	Operator shall control natural hazards to life in camp where possible;	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(J)	Shall	Operator shall control natural hazards to safety in camp where possible.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(K)	Shall	The operator shall maintain a record of all injuries occurring within the camp area that require the attention of medical personnel licensed under Chapters 4723., 4730., and 4731. of the Revised Code.	3701.13	No, general rulemaking authority	No, general rulemaking authority
3701-25-10(L)	Shall	Operator shall ensure that no motorized vehicles are used in a manner that presents a hazard to life;	3701.13	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-25-10(L)	Shall	Operator shall ensure that no motorized vehicles are used in a manner that presents a hazard to safety.	3701.13	No, general rulemaking authority	No, general rulemaking authority
OAC3701-26-02(A)	Shall	The director shall approve forms to be used by the department and licenser for plan approvals, construction verification inspections and compliance inspections.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-02(B)	Shall	The director shall ensure that a fee of one hundred ten dollars is collected for every annual license issued.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-02(B)	Shall	The fees shall be used for administration and enforcement of this chapter.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-02(C)	Shall	The director shall, within thirty days of receiving a complete plan review package for review, either approve or disapprove the plans or, in the case of incomplete plans, request additional information.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-02(C)	Shall	The director shall, within thirty days of receiving a complete plan review package for review, either approve or disapprove the plans or, in the case of incomplete plans, request additional information.	3730.02	No, general rulemaking authority	Yes, state law
OAC3701-26-02(C)	Shall	If the director requests additional information shall approve or disapprove the plans within thirty days after receiving the additional requested information.	3729.02	No, general rulemaking authority	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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OAC3701-26-02(C)(1)	Shall	Plan approval shall be valid for two years after the date on which the director issues the approval.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-02(C)(1)	Shall	A request for extension shall be filed with the director in writing before the expiration of the two-year period.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-02(C)(2)	Shall	If the construction, expansion or substantial alteration has not been completed within the two-year period or within the limit of any extension granted under paragraph (C)(1) of this rule, the plans shall be resubmitted in accordance with paragraph (C) of this rule.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-02(C)(3)	Shall	Approved plans, including applicable forms, documents and relevant correspondence shall be kept by the reviewing agency for a minimum of two years after the project is approved as complete.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-02(C)(5)	Shall	Any person aggrieved by the director's disapproval of plans under this rule may, within thirty days following receipt of the director's notice of disapproval, request a hearing on the matter. The hearing shall be held in accordance with Chapter 119. of the Revised Code and may be appealed in the manner provided in that chapter.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-02(D)(1)	Shall	The owner or operator of a proposed campground for which plans have been approved in accordance with paragraph (C) of this rule shall notify the director when construction or substantial alteration of the campground has been completed but before the area has been placed into operation.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-02(D)(2)	Shall	The director shall conduct the inspection within five business days of the notification required by paragraph (D)(1) of this rule.	3729.02	No, general rulemaking authority	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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OAC3701-26-02(D)(2)	Shall	The director shall inspect new construction or substantial alteration in a campground to ensure that it is consistent with this chapter and the plans submitted and approved under this chapter.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-02(D)(2)	Shall	A newly constructed campground shall be inspected prior to the issuance of the initial license to operate.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-02(D)(2)	Shall	Construction or substantial alteration in an existing and licensed campground shall be inspected before these portions of the campground are placed into operation.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-02(E)	Shall	The director may survey each health district that licenses campgrounds annually, or at least every three years, to determine whether or not the health district is in substantial compliance with this chapter and the rules adopted thereunder. If the director determines that a health district is in substantial compliance, the health district shall be placed on an approved health district licensing list.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-02(E)	Shall	The director shall, as determined necessary, conduct additional surveys of health districts and shall remove from the approved health district licensing list any health district not in substantial compliance with this chapter and the rules adopted thereunder.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-02(E)	Shall	The director shall, as determined necessary, conduct additional surveys of health districts and shall remove from the approved health district licensing list any health district not in substantial compliance with this chapter and the rules adopted thereunder.	3729.02	No, general rulemaking authority	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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OAC3701-26-02(E)(1)	Shall	If the director determines that a health district is not eligible to be placed on the approved health district licensing list, the director shall certify the same to the board of health of the health district and shall perform the duties of the health district in that area until the health district is eligible for placement on the approved list.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-02(E)(1)	Shall	If the director determines that a health district is not eligible to be placed on the approved health district licensing list, the director shall certify the same to the board of health of the health district and shall perform the duties of the health district in that area until the health district is eligible for placement on the approved list.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-02(E)(1)	Shall	All fees payable to the health district during the time that the director performs the duties of the health district and all other such fees that have not been expended or otherwise encumbered shall be deposited by the director in the state treasury to the credit of the general operations fund created by section 3701.83 of the Revised Code, to be used by the director in his or her capacity as a licensor.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-02(E)(1)	Shall	The director shall keep a record of the fees so deposited and, when the health district is placed on the approved list, shall transfer any remaining balance of the fees to the health district campground fund created under section 3729.07 of the Revised Code.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-02(E)(1)	Shall	The director shall keep a record of the fees so deposited and, when the health district is placed on the approved list, shall transfer any remaining balance of the fees to the health district campground fund created under section 3729.07 of the Revised Code.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-02(E)(2)	Shall	Survey reports shall be sent to the board of health within sixty days of the survey being completed.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-03(A)	Shall	Prior to issuing a license to operate a newly constructed, substantially altered or existing unlicensed campground, the licensor shall determine that plans have been approved in accordance with paragraph (C)(1) of rule 3701-26-02 of the Administrative Code and that all plan verification construction inspections have been completed in accordance with paragraph (D)(2) of rule 3701-26-02 of the Administrative Code.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-03(A)	Shall	Prior to issuing a license to operate a newly constructed, substantially altered or existing unlicensed campground, the licensor shall determine that plans have been approved in accordance with paragraph (C)(1) of rule 3701-26-02 of the Administrative Code and that all plan verification construction inspections have been completed in accordance with paragraph (D)(2) of rule 3701-26-02 of the Administrative Code.	3730.02	No, general rulemaking authority	Yes, state law
OAC3701-26-03(B)	Shall	Within twenty-one days of a request, the licensor shall evaluate the location for a newly constructed, substantially altered or existing unlicensed campground and prepare and sign a report on a form prescribed by the director.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-03(B)	Shall	Within twenty-one days of a request, the licensor shall evaluate the location for a newly constructed, substantially altered or existing unlicensed campground and prepare and sign a report on a form prescribed by the director.	3730.02	No, general rulemaking authority	Yes, state law
OAC3701-26-03(B)	Shall	Within twenty-one days of a request, the licensor shall evaluate the location for a newly constructed, substantially altered or existing unlicensed campground and prepare and sign a report on a form prescribed by the director.	3731.02	No, general rulemaking authority	Yes, state law
OAC3701-26-03(B)	Shall	The report shall contain information about the location including but not limited to: topography, soil conditions, previous uses and available utilities.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-03(C)	Shall	Before a license is initially issued, the licensor shall cause each campground to be inspected relative to compliance with sections 3729.01 to 3729.13 of the Revised Code and rules 3701-26-01 to 3701-26-04 of the Administrative Code.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-03(C)	Shall	A record shall be made of each inspection on a form provided or approved by the director.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-03(D)	Shall	The licensor shall process complete applications to operate a campground, other than a temporary campground, within thirty days of receipt.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-03(D)	Shall	The licensor shall either issue a license or request additional information from the applicant.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-03(D)(1)	Shall	Applications for license renewal shall be received in April.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-03(D)(1)	Shall	Applications received after April thirtieth of each year shall be assessed a penalty as authorized by section 3709.09 of the Revised Code.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-03(D)(1)	Shall	The penalty shall accompany the license fee. If the last day of April is not a business day, the penalty attaches upon the close of business on the next business day.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-03(D)(2)	May not	No person who has received a license, upon the sale or disposition of the campground, may have the license transferred to the new operator.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-03(D)(2)	Shall	A person shall obtain a separate license to operate each campground.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-03(D)(4)	Shall	The licensor shall issue a temporary campground license when a proper and complete application has been presented within seven days of the event.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-03(D)(4)	Shall	No temporary campground license shall be valid for more than seven consecutive days.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-03(D)(4)	Shall	No tract of land shall be permitted to be used as a temporary campground for more than twenty-one days per calendar year.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-03(E)	Shall	The licensor shall determine the licensed capacity of a campground based upon the number of sites that the director or the licensor, as applicable, has verified as complying with the approved plans.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-03(F)	Shall	The licensor shall annually inspect every campground to determine compliance with Chapter 3729. of the Revised Code and this chapter.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-03(F)	Shall	To the extent practical, inspections shall be conducted during normal business hours.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-03(G)	Shall	The licensor shall review plans for temporary campgrounds and either approve or disapprove the plans.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-03(G)	Shall	The licensor shall review plans for temporary campgrounds and either approve or disapprove the plans.	3730.02	No, general rulemaking authority	Yes, state law
OAC3701-26-03(G)(3)	Shall	Any person aggrieved by the licensor's disapproval of plans under this rule may, within thirty days following receipt of the licensor's notice of disapproval, request a hearing on the matter. The hearing shall be held in accordance with Chapter 119. of the Revised Code and may be appealed in the manner provided in that chapter.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-03(H)	Shall	When a license is initially issued, and more often if necessary, the licensor shall cause each temporary campground to be inspected relative to compliance with sections 3729.01 to 3729.13 of the Revised Code and the applicable provisions of rules 3701-26-01 to 3701-26-05 of the Administrative Code, during the period that the temporary campground is in operation.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-03(H)	Shall	A record shall be made of each inspection on a form provided or approved by the director.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-03(I)	Shall	The licensor of any campground, other than a temporary campground, may charge an annual fee that is in accordance with section 3709.09 of the Revised Code for the right to operate the campground. The fee shall include the cost of licensing and all inspections.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-03(I)	Shall	In determining the amount of the annual fee, the licensor shall use the following categories:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-03(I)	Shall	Campgrounds with fifty or fewer sites;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-03(I)(2)	Shall	Campgrounds with more than fifty sites. These campgrounds shall be charged the fee determined in paragraph (I)(1) of this rule plus an additional amount for each individual site in excess of fifty.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-03(J)	Shall	The fee shall be in accordance with paragraphs (I)(1) and (I)(2) of this rule and shall include the cost of licensing and all inspections.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-03(J)	Shall	The fee shall be in accordance with paragraphs (I)(1) and (I)(2) of this rule and shall include the cost of licensing and all inspections.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-03(K)	Shall	Except for the fee for a temporary campground license, the annual fee shall include the amount specified in paragraph (B) of rule 3701-26-02 of the Administrative Code.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-03(K)	Shall	The licensor shall collect and transmit the amount required in paragraph (B) of rule 3701-26-02 of the Administrative Code to the treasurer of the state to be deposited in the general operations fund created in section 3701.83 of the Revised Code within forty-five days after the end of the quarter in which it is collected.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(A)	Shall	Any person who intends to construct, substantially alter or operate an existing, unlicensed campground on or after the effective date of this rule shall comply with rule 3701-26-05 of the Administrative Code.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(B)	Shall	No person shall operate or maintain a campground without a license issued by the licensor having jurisdiction.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(B)	Shall	However, no person who neither intends to nor receives anything of value arising from the use of, or the sale of goods or services in connection with the use of a campground shall be required to procure a license under this rule.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(B)	Shall	In the event that any health hazard exists at such an unlicensed campground such health hazard shall be corrected in a manner consistent with Chapter 3701-26 of the Administrative Code.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(C)	Shall	Any person who intends to open a new campground, other than a temporary campground, shall apply for a license at any time after receiving written approval of the plans for the campground from the director under paragraph (C)(1) of rule 3701-26-02 of the Administrative Code, but not less than thirty days prior to the date the person intends to open the campground for business.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(C)	Shall	Any person who intends to open a new campground, other than a temporary campground, shall apply for a license at any time after receiving written approval of the plans for the campground from the director under paragraph (C)(1) of rule 3701-26-02 of the Administrative Code, but not less than thirty days prior to the date the person intends to open the campground for business.	3730.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(D)	Shall	The licensee of an existing, licensed campground shall make a written application for the license to the licensor on a form prescribed by the director or by electronic submission when available.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(D)	Shall	At the time of application for a license, the applicant shall provide to the licensor the name, address, and telephone number of a person or persons who can be contacted regarding inspection, maintenance, or emergency aspects of the campground and to whom the licensor may send notice of orders and other licensure actions.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(D)	Shall	The applicant also shall provide the exact street address or location of the campground and the layout of the campground.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(D)	Shall	After issuance of a license, the licensee shall report any changes in this information to the licensor promptly.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(D)	Shall	After issuance of a license, the licensee shall report any changes in this information to the licensor promptly.	3730.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(D)	Shall	License renewal applications shall be made during the month of April each year.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(E)	Shall	The proposed licensee of a temporary campground shall obtain a license to operate from the licensor at any time, but not less than seven days, before the person begins operation of the temporary campground during the calendar year and after receiving written approval of the plans for the temporary campground in paragraph (G) of rule 3701-26-03 of the Administrative Code.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(E)	Shall	The proposed licensee of a temporary campground shall obtain a license to operate from the licensor at any time, but not less than seven days, before the person begins operation of the temporary campground during the calendar year and after receiving written approval of the plans for the temporary campground in paragraph (G) of rule 3701-26-03 of the Administrative Code.	3730.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(E)	Shall	The proposed licensee of a temporary campground shall obtain a license to operate from the licensor at any time, but not less than seven days, before the person begins operation of the temporary campground during the calendar year and after receiving written approval of the plans for the temporary campground in paragraph (G) of rule 3701-26-03 of the Administrative Code.	3731.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(E)	Shall	The license shall be valid for a period of not longer than seven consecutive days.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(E)	Shall	No tract of land shall be permitted for use as a temporary campground for more than twenty-one days in a calendar year.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(E)	Shall	No license to operate a temporary campground shall be transferred.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(F)	Shall not	Any person that operates a county or state fair or any independent agricultural society organized pursuant to section 1711.02 of the Revised Code that operates a fair shall not be required to obtain a license under this chapter if recreational vehicles, portable camping units, or any combination of them are parked at the site of the fair only during the time of preparation for, operation of, and dismantling of the fair and if the recreational vehicles, portable camping units, or any combination of them belong to participants in the fair.	3730.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(H)	Shall	The licensee of a campground shall properly maintain the campground, buildings, sites and facilities in a clean and sanitary manner and as follows:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(H)(1)	Shall	Prevent and abate any nuisances in the campground;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(H)(2)	Shall	Maintain vehicular access, as appropriate, throughout the campground area at all times the campground is in use.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(H)(2)	Shall	Campground roads and walkways shall be maintained to provide all-weather access and dust control;	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(H)(3)	Shall	Ensure at least one responsible adult is available at all times the campground is in operation;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(H)(4)	Shall	Limit and control the number of patrons and vehicles in a campground to avoid overcrowding and to maintain separation distances;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(H)(5)	Shall	Ensure the campground is properly drained and kept free of trash and debris;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(H)(6)	Shall	Implement insect and rodent control measures whenever an insect or rodent nuisance exists;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(H)(7)	Shall	Reasonably control noxious plants such as poison ivy, poison sumac and other plants which could constitute a hazard to patrons in public use areas;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(H)(8)	Require	Require the registration of all pets that are permitted within the campground prior to entry;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(H)(9)	Shall	Promptly report to the health commissioner of the health district where the campground is located cases of either domestic or wild animal bites inflicted upon any person in the campground area.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(I)	Shall	The licensee of a campground shall ensure that the sites meet all of the following requirements:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(I)(1)	Shall	Recreational vehicles or portable camping units shall be parked only on sites that have been verified as complying with plans approved by the director, or in the case of a temporary campground, by the licensor;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(I)(2)	Shall	Except as provided in paragraph (I)(11) of this rule, sites shall be a minimum area of one thousand square feet;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(I)(3)(a)	Shall	No more than the following number of units shall be permitted on any one site: One recreational vehicle and two portable camping units	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(I)(3)(b)	Shall	No more than the following number of units shall be permitted on any one site: Three portable camping units.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(I)(4)	Shall	Separate access to each site shall be maintained so that access to any site is not through or over an adjacent site;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(I)(5)	Shall	Properly drained and kept free of all trash and debris;	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(I)(6)	Shall	Maintained free of sewage and gray water nuisances;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(I)(7)(a)	Shall	Except as otherwise provided in paragraph (I)(8) of this rule, each recreational vehicle or portable camping unit in a campground shall be placed upon the site so as to provide the following proper distances: Not less than fifteen feet distance between the side of any recreational vehicle and the side of any other recreational vehicle or portable camping units located on an adjacent site regardless of the configuration.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(I)(7)(a)	Shall	There shall be ten feet distance between the ends of any recreational vehicle and any other recreational vehicle or portable camping units located on an adjacent site.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(I)(7)(a)	Shall	Sites with recreational vehicles and/or portable camping units located on the same site shall maintain a distance of at least five feet between all the units.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(I)(7)(b)	Shall	Except as otherwise provided in paragraph (I)(8) of this rule, each recreational vehicle or portable camping unit in a campground shall be placed upon the site so as to provide the following proper distances: Not less than ten feet distance between portable camping units located on adjacent sites	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(I)(7)(c)	Shall	Each recreational vehicle or portable camping unit in a campground shall be placed upon the site so as to provide not less than fifteen feet distance from any building, public roadway, street, alley, and or any right-of-way designated for vehicular traffic as specified by the Ohio department of transportation or other local jurisdiction, and not less than seven and one-half feet distance from the campground property line	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(I)(8)	Shall	In computing the separation distances required by paragraphs (I)(7)(a) to (I)(7)(c) of this rule, the width of the recreational vehicle or portable camping unit includes any structure adjoining the vehicle or unit. An awning or similar structure which is partially supported by the recreational vehicle or portable camping unit is not included in computing the width, if the awning or structure is open on at least two complete sides.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(I)(9)	Shall	No freestanding auxiliary building shall be placed within five feet of any occupied recreational vehicle or portable camping unit other than the recreational vehicle or portable camping unit occupied by the owner of the freestanding auxiliary building.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(I)(10)	Shall	The licensee shall be responsible for maintaining site boundaries, the proper placement of the recreational vehicles or portable camping units and shall ensure that the occupancy of the campground does not exceed its licensed capacity.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(I)(10)	Shall	The licensee shall be responsible for maintaining site boundaries, the proper placement of the recreational vehicles or portable camping units and shall ensure that the occupancy of the campground does not exceed its licensed capacity.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(I)(11)	Shall	The density requirements for temporary campgrounds, where open fires are prohibited by the operator, shall be determined by the licensor.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(I)(11)	Shall	The licensor shall request and consider recommendations from the local fire authority with jurisdiction.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(I)(12)	Shall	Each site shall be marked so as to be readily identifiable and easily readable from the campground road.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(I)(12)	Shall	Each site shall be identified in numerals, letters or combination thereof, in sequential order, of at least two inches in size and posted at least six inches above the ground.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(I)(12)	Shall	In the case of temporary campgrounds, site markings shall be determined by the licensor.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(I)(13)	Shall	Such homes shall be for the exclusive use of the licensee and shall not be included in the total number of licensed sites in the campground.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(I)(13)	Shall not	Such homes shall be for the exclusive use of the licensee and shall not be included in the total number of licensed sites in the campground.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(I)(14)	Shall	Licensee shall ensure that: As of May 1, 2007 and except as provided in paragraph (I)(13) of this rule, any manufactured home or mobile home in an existing campground can remain in the campground on its current site as long as the site is maintained in compliance with Chapter 3701-26 of the Administrative Code. If the manufactured home or mobile home is removed from the site, another manufactured home or mobile home cannot be replaced on the site.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(J)(1)	Shall	When a water supply for human consumption is provided at a campground, it shall be of adequate quantity and shall be from:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(J)(1)(a) or (b)	Shall	Water supply for human consumption shall be a public water system which meets the requirements of Chapter 6109. of the Revised Code and the rules adopted thereunder; or A private water system which meets the requirements of section 3701.344 of the Revised Code and the rules adopted thereunder.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(J)(2)	Shall	Adequate drainage shall be provided at all water service outlets.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(J)(4)	Shall	Temporary campground licensees that provide each individual site, portable camping unit, or recreational vehicle in a temporary campground with a connection to a potable water supply shall meet the requirements of paragraph (J)(1)(a) or (J)(1)(b) of this rule.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(J)(5)	Must	All water hoses used for human consumption in a campground must be rated for potable water use only.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(K)(1)	Shall	All sewerage systems shall meet the standards of Chapter 6111. of the Revised Code or Chapter 3718. of the Revised Code.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(K)(2)	Shall	All sewerage systems shall be maintained in a safe and sanitary manner so as not to create a health hazard.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(K)(3)	Shall not	The operator shall not permit any individual within the campground to create a sewage nuisance.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(K)(4)	Shall	When the services of a septage hauler are utilized for the ultimate disposal of sewage pumped from holding tanks, a service agreement shall be kept on file by the operator on premise, including information regarding where the waste will be disposed, the dates of any service and the amount of any waste removed from the premises.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(K)(4)	Shall	All septage haulers shall be registered in accordance with the requirements.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(K)(5)	Shall	The domestic septage shall only be hauled within the campground in an approved manner. No domestic septage may be hauled on public roadways.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(K)(6)	Shall	The licensee shall ensure that the following sewerage systems are present at a campground:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(K)(6)(a)	Shall	Recreational vehicle park and combined park-camps shall have dump stations that meet the requirements of paragraph (F) of rule 3701-26-05 of the Administrative Code or individual site connections to a sewerage system for sewage disposal;	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(K)(6)(b)(i) or (ii)	Shall	The combined park-camp is substantially altered in such a manner that plan approval is required under rule 3701-26-05 of the Administrative Code; or The licensor determines that a nuisance exists because there are an inadequate number of dump stations to serve the number of recreational vehicles or portable camping units located within the combined park-camp.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(K)(6)(c)	Shall	When water from a public or private water supply system is provided to individual sites in a new or substantially altered campground, a sewage disposal plan shall be approved by the Ohio environmental protection agency or the local health district depending on which entity has jurisdiction, prior to submittal to the director;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(K)(6)(d)	Shall	Temporary campground licensees shall provide adequate methods for disposing wastes from camping units which may include but are not limited to:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(L)(1)	Shall	The licensee of a recreational vehicle park or combined park-camp shall ensure that dump stations are maintained in accordance with the approved plans and as follows:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(L)(1)(a)	Shall	In a ratio of one station for each one hundred non-sewered camp sites.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(L)(1)(a)	Shall	Where recreational vehicles or portable camping units with holding tanks are segregated in a combined park-camp, the number of dump stations required shall apply only to those segregated sites;	3730.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(L)(1)(b)	Shall	With a water supply available for the flushing of dump station areas and that meets the requirements in paragraph (F)(6) of rule 3701-26-05 of the Administrative Code;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(L)(1)(c)	Shall	If connected to a potable water supply each dump station shall be operated so as to protect the water supply and all other water outlets within the campground from contamination due to backflow in accordance with the applicable requirements under Chapter 6109. of the Revised Code, section 3701.344 of the Revised Code or the following requirements:		No, general rulemaking authority	
OAC3701-26-04(L)(1)(c)(i)	Shall	Dump stations with tower washing equipment shall have a backflow prevention device that meets one of the following requirements:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(L)(1)(c)(i)(a)	Shall	A device installed to operate under continuous pressure shall be an ASSE 1020 pressure vacuum breaker assembly or equivalent device;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(L)(1)(c)(i)(b)	Shall	A device installed that is not subject to back-pressure or continuous pressure shall be an ASSE 1001 pipe applied atmospheric vacuum breaker device or equivalent device.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(L)(1)(c)(ii)	Shall	For dump stations equipped with a threaded faucet and hose, an ASSE 1013 reduced pressure principle backflow prevention assembly or equivalent device shall be installed prior to the threaded faucet;	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(L)(1)(c)(iii)	Shall	All ASSE 1020 pressure vacuum breaker assembly devices and ASSE 1013 reduced pressure principle backflow prevention assemblies, or equivalent devices, shall be annually inspected and tested by a person certified by the Ohio department of commerce to make such inspections.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(L)(1)(c)(iii)	Shall	The devices shall be labeled to show compliance with this requirement.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(L)(1)(c)(iii)	Shall	Written verification of such inspections shall be maintained on file at the campground for review by the licensor.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(L)(1)(d)	Shall not	Provided with hoses used for flushing the dump station pad that shall not exceed the length necessary to reach the entire pad;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(L)(1)(e)	Shall	Be easily accessible to the entrance and exit area of the campground and have safe, all weather access;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(L)(1)(f)	Shall	Properly sealed to prevent nuisances;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(L)(1)(g)	Shall	Posted with signs that are clearly and indelibly marked, stating instructions for use, that the water supply is not to be used for human consumption and that the water is to be used for flushing and cleaning purposes only;	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(L)(1)(h)	Shall	Maintained in a clean and functional manner by the licensee;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(L)(1)(i)	Shall	(licensee of a recreational vehicle park or combined park-camp) shall ensure that dump stations are maintained in accordance with the approved plans and as follows: Located at least fifty feet away from any water outlet used for human consumption.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(L)(1)(i)	Shall	(licensee of a recreational vehicle park or combined park-camp) shall ensure that dump stations are maintained in accordance with the approved plans and as follows: Located at least fifty feet away from any water outlet used for human consumption.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(L)(1)(i)	Shall	Located at least fifty feet away from any water outlet used for human consumption.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(L)(1)(i)	Shall	No hose used or installed at the dump station facility shall be long enough to reach a water outlet used for human consumption.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(L)(1)(i)	Shall	No hose used or installed at any water service outlet that is used for human consumption shall be long enough to reach the dump station facility.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(M)(1)	Shall	The licensee of a campground shall ensure that the gray water recycling systems meet the standards of section 3718.02 or Chapter 6111. of the Revised Code as appropriate and as follows:	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(M)(1)(a)	Shall	Maintained to keep the facility and the area around the facility in a safe and sanitary manner and free from any nuisances or health hazards;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(M)(1)(b)	Shall	Located so that no camp site is farther than two hundred feet in walking distance and there shall not be less than twelve sites for one system;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(M)(1)(b)	Shall not	Located so that no camp site is farther than two hundred feet in walking distance and there shall not be less than twelve sites for one system;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(M)(1)(c)	Shall	Easily accessible and provided with a sign indicating that the facility is for gray water only and that no sewage is permitted;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(M)(1)(d)	Shall	Licensees that allow for the discharge of gray water from a recreational vehicle to a gray water recycling system shall submit to the licensor, within one hundred twenty days from the effective date of this rule, a scaled drawing of the entire gray water recycling system to include the following:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(M)(1)(d)(i)	Shall	Identification of the location of each drain and the sites using each drain;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(M)(1)(d)(ii)	Shall	The method of construction and materials used.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(M)(1)(e)	Shall not	Gray water recycling systems, regardless of the date of construction, shall not discharge to any waters of the state as defined in Chapter 6111. of the Revised Code and shall not create a public health nuisance as defined in Chapter 3718. of the Revised Code or any rules that may be adopted under those chapters.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(M)(1)(e)	Shall not	Gray water recycling systems, regardless of the date of construction, shall not discharge to any waters of the state as defined in Chapter 6111. of the Revised Code and shall not create a public health nuisance as defined in Chapter 3718. of the Revised Code or any rules that may be adopted under those chapters.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(M)(1)(f)	Shall	Licensors shall verify the drawing submitted pursuant to paragraph (M)(1)(d) of this rule at the next inspection conducted after receiving the drawing.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(M)(1)(f)	Shall not	Any site not identified on the drawing required by paragraph (M)(1)(d) of this rule shall not allow for a recreational vehicle to discharge to a gray water recycling system after the effective date of this rule.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(M)(1)(g)	Shall	If the existing gray water recycling system used by recreational vehicles creates a public health nuisance, fails, or is substantially altered, the gray water recycling system shall immediately be properly abandoned or, if also used by dependent portable camping units, replaced with a gray water recycling system that meets the requirements in paragraph (E)(1) of rule 3701-26-05 of the Administrative Code and shall only be used by dependent portable camping units thereafter;	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(M)(1)(g)	Shall	If the existing gray water recycling system used by recreational vehicles creates a public health nuisance, fails, or is substantially altered, the gray water recycling system shall immediately be properly abandoned or, if also used by dependent portable camping units, replaced with a gray water recycling system that meets the requirements in paragraph (E)(1) of rule 3701-26-05 of the Administrative Code and shall only be used by dependent portable camping units thereafter;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(M)(1)(h)	Shall	(Licensee of a campground) shall ensure that the gray water recycling systems meet the standards of section 3718.02 or Chapter 6111. of the Revised Code as appropriate and as follows:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(M)(1)(i)	Shall not	The operator shall not permit any individual within the campground to create a gray water nuisance.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(M)(1)(i)	Shall	The licensee of a campground shall ensure that gray water is not discharged to the surface of the ground and that gray water is disposed of in a manner which meets the requirements of this rule;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(M)(1)(j)	Shall	As of March 22, 1997, no gray water recycling systems shall be located within a one hundred year floodplain unless approved by the Ohio environmental protection agency.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(M)(2)	Shall	When the services of a septage hauler are utilized for the ultimate disposal of gray water pumped from holding tanks, a service agreement shall be kept on file by the operator on premise, including information regarding where the waste will be disposed, the dates of any service and the amount of any waste removed from the premises.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(M)(3)	Shall	Recreational vehicle parks shall have dump stations that meet the requirements of paragraph (F) of rule 3701-26-05 of the Administrative Code or individual site connections to a sewerage collection system;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(M)(5)	Shall	Temporary campgrounds shall comply with the requirements of paragraphs (M)(1)(b) and (M)(1)(c) of this rule and paragraph (E)(1)(a) of rule 3701-26-05 of the Administrative Code and shall provide adequate methods for disposal of gray water from camping units which may include but are not limited to:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(M)(5)	Shall	Temporary campgrounds shall comply with the requirements of paragraphs (M)(1)(b) and (M)(1)(c) of this rule and paragraph (E)(1)(a) of rule 3701-26-05 of the Administrative Code and shall provide adequate methods for disposal of gray water from camping units which may include but are not limited to:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(M)(5)	Shall	Temporary campgrounds shall comply with the requirements of paragraphs (M)(1)(b) and (M)(1)(c) of this rule and paragraph (E)(1)(a) of rule 3701-26-05 of the Administrative Code and shall provide adequate methods for disposal of gray water from camping units which may include but are not limited to:	3730.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(M)(5)	Shall	Temporary campgrounds shall comply with the requirements of paragraphs (M)(1)(b) and (M)(1)(c) of this rule and paragraph (E)(1)(a) of rule 3701-26-05 of the Administrative Code and shall provide adequate methods for disposal of gray water from camping units which may include but are not limited to:	3731.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(M)(6)	Shall	All gray water recycling systems shall be installed and maintained in accordance with the approved plans.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(N)(1)	Shall	Combined park-camp and recreation campgrounds shall have toilet facilities that meet the requirements of this rule.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(N)(2)	Shall	All temporary campgrounds shall have toilet facilities that meet the requirements of this rule.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(N)(3)(a)	Shall	When toilet facilities are required, they shall be: Provided in accordance with the following minimum schedule:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(N)(3)(b)	Shall	When toilet facilities are required, they shall be: Located so that no site is farther than one thousand feet walking distance from such facilities;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(N)(3)(c)	Shall	Properly maintained in accordance with the approved plans. In addition to standard water closets and fixtures, vault privies and portable toilets are acceptable for use at campgrounds. Where water is provided for these facilities, plans shall be submitted to and approved by the Ohio environmental protection agency or the local health district depending on jurisdiction;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(N)(3)(c)	Shall	Properly maintained in accordance with the approved plans. In addition to standard water closets and fixtures, vault privies and portable toilets are acceptable for use at campgrounds. Where water is provided for these facilities, plans shall be submitted to and approved by the Ohio environmental protection agency or the local health district depending on jurisdiction;	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(N)(3)(d)	Shall	Provided for men and women.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(N)(3)(d)	Shall	Each facility or room shall be plainly designated.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(N)(3)(d)	Shall	If a family facility is provided it shall be counted as one unit in the total required minimum;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(N)(3)(e)	Shall	Provided with adequate toilet tissue at each toilet fixture;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(N)(3)(f)	Shall	Provided with self-closing doors or modesty shields at the entrance and exits;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(N)(4)	Shall	When shower facilities are provided and will be used by more than one family at one time or by non-family groups, separate facilities shall be provided for each sex.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(N)(4)	Shall	Shower facilities shall meet the requirements in section 417.3 of rule 4101:3-4-01 of the Administrative Code.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(N)(4)	Shall	If shower facilities for each sex are in the same building, they shall be separated by solid walls or partitions extending from the floor to the ceiling.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(N)(4)	Shall	Shower building entrances and exits shall be provided with self-closing doors or modesty shields.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(N)(4)	Shall	Shower facilities shall be maintained as follows:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(N)(4)(a)	Shall	The floors shall be easily cleanable, non-skid finish, impervious to moisture and self draining condition;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(N)(4)(b)	Shall	During night hours, the interiors of these facilities shall be illuminated by artificial lighting.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(N)(4)(c)	Shall	Handwashing and shower facilities shall be clean and sanitary.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(O)(1)	Shall	The storage and collection of solid wastes shall be provided so as to avoid the creation of health hazards, rodent harborages, insect breeding areas and accidents.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(O)(2)	Shall	When solid wastes are stored at the site or at a central point within the campground, they shall be stored in durable, watertight, non-absorbent and easily cleanable containers with tight fitting covers.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(O)(3)	Shall	Containers and covers shall be maintained in a clean condition and in good repair.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(O)(3)	Shall	Containers and covers shall be maintained in a clean condition and in good repair.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(O)(4)	Shall	Solid waste containers shall be sufficient in number and size to accommodate all solid wastes between collections.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(O)(4)	Shall	Solid waste containers shall be sufficient in number and size to accommodate all solid wastes between collections.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(O)(4)	Must	Containers must be easily accessible and emptied at least weekly unless otherwise authorized by the licensor.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(O)(4)	Must	Containers must be easily accessible and emptied at least weekly unless otherwise authorized by the licensor.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(P)(1)	Shall	Firefighting equipment of the type and quantity acceptable to the state fire marshal or local fire department shall be made available by the licensee for use in fighting fires.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(1)	Shall	All firefighting equipment shall be maintained in good operating condition and located so as to be readily available for use at all times.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(1)	Shall	All firefighting equipment shall be maintained in good operating condition and located so as to be readily available for use at all times.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(2)	Shall	The licensee shall post a sign identifying an emergency telephone or identifying the location of the nearest telephone in the campground.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(2)	Shall	The sign shall contain the address of the campground and telephone numbers for emergency services, including but not limited to police, sheriff and fire or rescue unit.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(2)	Shall	The sign shall contain the address of the campground and telephone numbers for emergency services, including but not limited to police, sheriff and fire or rescue unit.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(3)	Shall	First aid equipment consisting of unused disposable gloves and a sufficient supply of materials to stop bleeding, and to clean and cover minor cuts and abrasions shall be maintained and accessible in the campground area.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(P)(3)	Shall	First aid equipment consisting of unused disposable gloves and a sufficient supply of materials to stop bleeding, and to clean and cover minor cuts and abrasions shall be maintained and accessible in the campground area.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(3)	Shall	First aid equipment consisting of unused disposable gloves and a sufficient supply of materials to stop bleeding, and to clean and cover minor cuts and abrasions shall be maintained and accessible in the campground area.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(3)	Shall	First aid equipment consisting of unused disposable gloves and a sufficient supply of materials to stop bleeding, and to clean and cover minor cuts and abrasions shall be maintained and accessible in the campground area.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(3)	Shall	First aid equipment consisting of unused disposable gloves and a sufficient supply of materials to stop bleeding, and to clean and cover minor cuts and abrasions shall be maintained and accessible in the campground area.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(3)	Shall	First aid equipment consisting of unused disposable gloves and a sufficient supply of materials to stop bleeding, and to clean and cover minor cuts and abrasions shall be maintained and accessible in the campground area.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(3)	Shall	First aid equipment consisting of unused disposable gloves and a sufficient supply of materials to stop bleeding, and to clean and cover minor cuts and abrasions shall be maintained and accessible in the campground area.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(4)	Shall	The licensee shall maintain a record of all injuries occurring within the campground area that require the attention of medical personnel licensed under Chapters 4723., 4730. and 4731. of the Revised Code.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(P)(5)	Shall	The licensee shall ensure that no motorized vehicles are used in such a manner in the campground that a hazard to life or safety occurs.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(6)	Shall	All playgrounds and playground equipment shall be installed and maintained in a safe condition.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(6)	Shall	All playgrounds and playground equipment shall be installed and maintained in a safe condition.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(6)	Shall	All playgrounds and playground equipment shall be installed and maintained in a safe condition.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(6)	Shall	All playgrounds and playground equipment shall be installed and maintained in a safe condition.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(7)	Shall	When natural hazards to life and safety are identified within a campground area, the licensee shall eliminate them where possible.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(7)	Shall	When natural hazards to life and safety are identified within a campground area, the licensee shall eliminate them where possible.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(P)(8)	Shall	Firearms, potentially hazardous equipment and hazardous substances which are under the control of the licensee shall be used, maintained and stored in a safe manner.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(8)	Shall	Firearms, potentially hazardous equipment and hazardous substances which are under the control of the licensee shall be used, maintained and stored in a safe manner.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(8)	Shall	Firearms, potentially hazardous equipment and hazardous substances which are under the control of the licensee shall be used, maintained and stored in a safe manner.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(8)	Shall	Firearms, potentially hazardous equipment and hazardous substances which are under the control of the licensee shall be used, maintained and stored in a safe manner.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(8)	Shall	Firearms, potentially hazardous equipment and hazardous substances which are under the control of the licensee shall be used, maintained and stored in a safe manner.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(8)	Shall	Firearms, potentially hazardous equipment and hazardous substances which are under the control of the licensee shall be used, maintained and stored in a safe manner.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(8)	Shall	Firearms, potentially hazardous equipment and hazardous substances which are under the control of the licensee shall be used, maintained and stored in a safe manner.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(P)(8)	Shall	Firearms, potentially hazardous equipment and hazardous substances which are under the control of the licensee shall be used, maintained and stored in a safe manner.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(8)	Shall	Firearms, potentially hazardous equipment and hazardous substances which are under the control of the licensee shall be used, maintained and stored in a safe manner.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(9)	Shall	The licensee shall control any potentially hazardous activities or excessive noise in the campground area.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(10)	Shall	Water and other recreation areas under the control of the licensee shall be operated and maintained in a safe condition.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(10)	Shall	Water and other recreation areas under the control of the licensee shall be operated and maintained in a safe condition.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(10)	Shall	Water and other recreation areas under the control of the licensee shall be operated and maintained in a safe condition.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(10)	Shall	Water and other recreation areas under the control of the licensee shall be operated and maintained in a safe condition.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(P)(11)	Shall	The licensee shall establish rules for the patrons of the campground.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(11)	Shall	Rules shall be conspicuously posted or provided to patrons as they initially enter the campground.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(11)	Shall	Such rules shall include, but are not limited to, the following general areas:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(11)(a)	Shall	Such rules shall include, but are not limited to, the following general areas: Traffic control;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(11)(b)	Shall	Such rules shall include, but are not limited to, the following general areas: Overcrowding and spacing of camping units;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(11)(b)	Shall	Such rules shall include, but are not limited to, the following general areas: Overcrowding and spacing of camping units;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(11)(c)	Shall	Such rules shall include, but are not limited to, the following general areas: Noise control;	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(P)(11)(d)	Shall	Such rules shall include, but are not limited to, the following general areas: Use of hazardous materials and fire safety;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(11)(d)	Shall	Such rules shall include, but are not limited to, the following general areas: Use of hazardous materials and fire safety;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(11)(e)	Shall	Such rules shall include, but are not limited to, the following general areas: Use of park or camp facilities and prevention of nuisances;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(11)(e)	Shall	Such rules shall include, but are not limited to, the following general areas: Use of park or camp facilities and prevention of nuisances;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(11)(f)	Shall	Such rules shall include, but are not limited to, the following general areas: Swimming area safety, if applicable;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(P)(11)(g)	Shall	Such rules shall include, but are not limited to, the following general areas: Pet control,	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(Q)(2)	Shall	Written verification of the most recent permits and any documents from a licensed contractor certifying work performed within the campground shall be maintained on file at the campground for review by the licenser.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-04(Q)(2)	Shall	Written verification of the most recent permits and any documents from a licensed contractor certifying work performed within the campground shall be maintained on file at the campground for review by the licensor.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(Q)(3)	Shall	Whenever electrical service is available to the campground, all public service buildings shall be provided with external lighting sufficient to provide illumination and visibility.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-04(Q)(3)	Shall	Whenever electrical service is available to the campground, all public service buildings shall be provided with external lighting sufficient to provide illumination and visibility.	3730.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(A)(1)	Shall	No person shall construct, substantially alter or operate an existing unlicensed campground until both of the following have occurred: The proposed location of the campground has been evaluated by the licensor under paragraph (B) of this rule;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(A)(1)	Shall	No person shall construct, substantially alter or operate an existing unlicensed campground until both of the following have occurred: The proposed location of the campground has been evaluated by the licensor under paragraph (B) of this rule;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(A)(1)	Shall	No person shall construct, substantially alter or operate an existing unlicensed campground until both of the following have occurred: The proposed location of the campground has been evaluated by the licensor under paragraph (B) of this rule;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(A)(2)	Shall	No person shall construct, substantially alter or operate an existing unlicensed campground until both of the following have occurred: The plans for the construction or alteration have been submitted for review and have been approved by the director or the licensor, as appropriate, under paragraph (C) or (F) of this rule.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-05(A)(2)	Shall	No person shall construct, substantially alter or operate an existing unlicensed campground until both of the following have occurred: The plans for the construction or alteration have been submitted for review and have been approved by the director or the licensor, as appropriate, under paragraph (C) or (F) of this rule.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(A)(2)	Shall	No person shall construct, substantially alter or operate an existing unlicensed campground until both of the following have occurred: The plans for the construction or alteration have been submitted for review and have been approved by the director or the licensor, as appropriate, under paragraph (C) or (F) of this rule.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(A)(2)	Shall	No person shall construct, substantially alter or operate an existing unlicensed campground until both of the following have occurred: The plans for the construction or alteration have been submitted for review and have been approved by the director or the licensor, as appropriate, under paragraph (C) or (F) of this rule.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(A)(2)	Shall	No person shall construct, substantially alter or operate an existing unlicensed campground until both of the following have occurred: The plans for the construction or alteration have been submitted for review and have been approved by the director or the licensor, as appropriate, under paragraph (C) or (F) of this rule.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(A)(2)	Shall	No person shall construct, substantially alter or operate an existing unlicensed campground until both of the following have occurred: The plans for the construction or alteration have been submitted for review and have been approved by the director or the licensor, as appropriate, under paragraph (C) or (F) of this rule.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(A)(2)	Shall	No person shall construct, substantially alter or operate an existing unlicensed campground until both of the following have occurred: The plans for the construction or alteration have been submitted for review and have been approved by the director or the licensor, as appropriate, under paragraph (C) or (F) of this rule.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-05(A)(2)	Shall	No person shall construct, substantially alter or operate an existing unlicensed campground until both of the following have occurred: The plans for the construction or alteration have been submitted for review and have been approved by the director or the licensor, as appropriate, under paragraph (C) or (F) of this rule.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(B)	Shall	Before submitting a plan review package to the director under paragraph (C) of this rule, any person who wishes to construct, substantially alter, or operate an existing unlicensed campground shall request an evaluation of the proposed location by the licensor.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(B)	Shall	Before submitting a plan review package to the director under paragraph (C) of this rule, any person who wishes to construct, substantially alter, or operate an existing unlicensed campground shall request an evaluation of the proposed location by the licensor.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(B)	Shall	Before submitting a plan review package to the director under paragraph (C) of this rule, any person who wishes to construct, substantially alter, or operate an existing unlicensed campground shall request an evaluation of the proposed location by the licensor.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)	Shall	A plan review package for any newly constructed, substantially altered or existing unlicensed campground shall be submitted to the director for review at least forty-five days before submission of the application for a license to the licensor.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)	Shall	A plan review package for any newly constructed, substantially altered or existing unlicensed campground shall be submitted to the director for review at least forty-five days before submission of the application for a license to the licensor.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-05(C)	Shall	A plan review package for any newly constructed, substantially altered or existing unlicensed campground shall be submitted to the director for review at least forty-five days before submission of the application for a license to the licensor.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)	Shall	The plan review package shall be submitted in an electronic format approved by the director or in quadruplicate if submitted on paper.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)	Shall	The plan review package shall meet the requirements of paragraphs (D), (E), (F) and (G) of this rule, as applicable, and shall be accompanied by all of the following:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)	Shall	The plan review package shall meet the requirements of paragraphs (D), (E), (F) and (G) of this rule, as applicable, and shall be accompanied by all of the following:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(1)	Shall	A completed plan review application on a form prescribed by the director and signed by the person who prepared the plans.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(1)	Shall	A completed plan review application on a form prescribed by the director and signed by the person who prepared the plans.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(1)	Shall	The form shall contain identifying information about the licensee or prospective licensee of the campground, the person who prepared the plans, the contractor for the project, the name, address, email (if available) and fax number of the person requesting the review;	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-05(C)(1)	Shall	The form shall contain identifying information about the licensee or prospective licensee of the campground, the person who prepared the plans, the contractor for the project, the name, address, email (if available) and fax number of the person requesting the review;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(1)	Shall	The form shall contain identifying information about the licensee or prospective licensee of the campground, the person who prepared the plans, the contractor for the project, the name, address, email (if available) and fax number of the person requesting the review;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(1)	Shall	The form shall contain identifying information about the licensee or prospective licensee of the campground, the person who prepared the plans, the contractor for the project, the name, address, email (if available) and fax number of the person requesting the review;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(1)	Shall	The form shall contain identifying information about the licensee or prospective licensee of the campground, the person who prepared the plans, the contractor for the project, the name, address, email (if available) and fax number of the person requesting the review;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(1)	Shall	The form shall contain identifying information about the licensee or prospective licensee of the campground, the person who prepared the plans, the contractor for the project, the name, address, email (if available) and fax number of the person requesting the review;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(2)	Shall	A copy of the completed location evaluation form issued by the licensor under paragraph (B) of this rule;	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-05(C)(3)	Shall	Written verification by the fire protection authority or authorities that have jurisdiction in the area that adequate fire protection can be provided to the campground.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(4)	Shall	Written verification by the municipal corporation or board of county commissioners for unincorporated areas that the proposed new construction or substantial alteration to a campground will be made in accordance with municipal or county flood plain ordinances or resolutions and local flood plain permit requirements;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(4)	Shall	Written verification by the municipal corporation or board of county commissioners for unincorporated areas that the proposed new construction or substantial alteration to a campground will be made in accordance with municipal or county flood plain ordinances or resolutions and local flood plain permit requirements;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(5)	Shall	Written verification that the plans for the sewage disposal facility, as specified in paragraph (D)(3)(b) of this rule or plans for sanitary sewerage system as specified in paragraph (D)(3)(a) of this rule and the water supply system, as specified in paragraph (D)(2)(a) of this rule have been approved by the Ohio environmental protection agency or the local health district depending on which entity has jurisdiction;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(5)	Shall	Written verification that the plans for the sewage disposal facility, as specified in paragraph (D)(3)(b) of this rule or plans for sanitary sewerage system as specified in paragraph (D)(3)(a) of this rule and the water supply system, as specified in paragraph (D)(2)(a) of this rule have been approved by the Ohio environmental protection agency or the local health district depending on which entity has jurisdiction;	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-05(C)(6)	Shall	A copy of the written plan documenting the proposed method of disposal of the contents of all holding tanks;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(7)	Shall	The complete set of campground plans signed by the person who prepared the plans. The plans shall contain information about the location and dimensional design of the campground relative to the sites, water supply and sewerage systems, toilet facilities, waste water drains, dump stations, solid waste storage and collection;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(7)	Shall	The complete set of campground plans signed by the person who prepared the plans. The plans shall contain information about the location and dimensional design of the campground relative to the sites, water supply and sewerage systems, toilet facilities, waste water drains, dump stations, solid waste storage and collection;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(8)	Shall	Plans shall be accompanied by drawings that include the following information:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(8)(a)	Shall	Drawings shall include: A vicinity map, including the location and legal description of the campground and travel instructions for locating the campground;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(8)(b)	Shall	Drawings shall include: The area, dimensions and elevations of the tract of land;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(8)(b)	Shall	Drawings shall include: The area, dimensions and elevations of the tract of land;	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-05(C)(8)(b)	Shall	Drawings shall include:The area, dimensions and elevations of the tract of land;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(8)(c)	Shall	Drawings shall include:The number, location and size of all sites;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(8)(c)	Shall	Drawings shall include:The number, location and size of all sites;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(8)(c)	Shall	Drawings shall include:The number, location and size of all sites;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(8)(d)	Shall	Drawings shall include:The location and materials of all roadways and walkways;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(8)(d)	Shall	Drawings shall include:The location and materials of all roadways and walkways;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(8)(d)	Shall	Drawings shall include:The location and materials of all roadways and walkways;	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-05(C)(8)(d)	Shall	Drawings shall include:The location and materials of all roadways and walkways;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(8)(e)	Shall	Drawings shall include:The location of all permanent buildings, sanitary facilities and other proposed structures, if applicable;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(8)(f)	Shall	Drawings shall include:Details and specifications of the water supply system, as approved, if applicable.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(8)(g)	Shall	Drawings shall include:Details and specifications of the sewerage system, as approved, if applicable;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(8)(h)	Shall	Drawings shall include:Details and specifications of the gray water recycling system, if applicable;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(8)(i)	Shall	Drawings shall include:The location and details of the lighting and electrical systems, if applicable;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(8)(j)	Shall	Drawings shall include:The method of storage and collection of solid wastes.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-05(C)(8)(j)	Shall	Drawings shall include:The method of storage and collection of solid wastes.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(9)	Shall	The director shall act upon plans within thirty days after the date of receipt of the information required by this paragraph and the complete plan review package.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(10)	Shall	Plans for temporary campgrounds shall be submitted to the licenser for review and approval at least fifteen days prior to the opening of the temporary campground.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(10)	Shall	Plans for temporary campgrounds shall include the items listed in paragraph (C)(1) of this rule,	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(10)	Shall	Plans for temporary campgrounds shall include the items listed in paragraph (C)(2) of this rule,	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(10)	Shall	Plans for temporary campgrounds shall include the items listed in paragraph (C)(3) of this rule,	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(10)	Shall	Plans for temporary campgrounds shall include the items listed in paragraph (D)(1) of this rule,	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-05(C)(10)	Shall	Plans for temporary campgrounds shall include the items listed in paragraph (D)(2) of this rule,	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(10)	Shall	Plans for temporary campgrounds shall include the items listed in paragraph (D)(3) of this rule,	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(10)	Shall	Plans for temporary campgrounds shall include the items listed in paragraph (D)(4) of this rule,	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(10)	Shall	Plans for temporary campgrounds shall include the items listed in paragraph (D)(5) of this rule,	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(10)	Shall	Plans for temporary campgrounds shall include the items listed in paragraph (D)(6) of this rule,	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(11)	Shall	The fee for plan review for a campground, shall be submitted at the same time of the electronic submission of the plan review package.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(11)	Shall	If the plan review package is submitted on paper, the fee shall be submitted with the paper plan review package with a check payable to the "Treasurer, State of Ohio" for the appropriate plan review amount as follows:	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-05(C)(11)(a)	Shall	For substantial alterations that are limited in scope, the fee shall be eight hundred forty-two dollars. This fee includes one inspection. As used in this rule, "substantial alterations that are limited in scope" means any alteration to the campground that does not result in the movement or addition of any permanently placed facility, gray water recycling system, roadway, dump station, water connection or sewerage system;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(11)(b)	Shall	For substantial alterations that are not limited in scope, the fee shall be one thousand five hundred forty-six dollars. This fee includes one inspection;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(11)(c)	Shall	For new or existing unlicensed campgrounds the fee shall be one thousand eight hundred ninety-eight dollars. This fee includes one inspection.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(C)(12)	Shall	The fee for inspections in addition to the ones specified in paragraph (C)(11)(a), (C)(11)(b) or (C)(11)(c) of this rule shall be charged at the rate of four hundred fourteen dollars.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)	Shall	All campgrounds shall be designed to meet the following criteria:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(1)	Shall	All campgrounds shall be designed to meet the following criteria:Site requirements:	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-05(D)(1)(a)	Shall	All campgrounds shall be designed to meet the following criteria:Individual sites shall have a minimum area of one thousand square feet with clearly defined site boundaries.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(1)(b)	Shall	All campgrounds shall be designed to meet the following criteria:Each site shall be designed to have separate access that is not through or over an adjacent site.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(1)(c)	Shall	All campgrounds shall be designed to meet the following criteria:Each site shall be clearly marked so as to be readily identifiable and easily readable from the campground road.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(1)(c)	Shall	All campgrounds shall be designed to meet the following criteria:Each site shall be clearly marked so as to be readily identifiable and easily readable from the campground road.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(1)(c)	Shall	All campgrounds shall be designed to meet the following criteria:Each site shall be identified in numerals, letters or combination thereof in sequential order of at least two inches in size and mounted at least six inches above the ground.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(1)(c)	Shall	All campgrounds shall be designed to meet the following criteria:Each site shall be identified in numerals, letters or combination thereof in sequential order of at least two inches in size and mounted at least six inches above the ground.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(2)(a)(i)	Shall	All campgrounds shall be designed to meet the following criteria: However, when such a water supply is provided, it shall be of adequate quantity and shall be from: A public water system, or a system owned and operated by the campground licensee, which	3729.02	No, general rulemaking authority	Yes, state law

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		meets the requirements of Chapter 6109. of the Revised Code and the rules adopted thereunder; or			
OAC3701-26-05(D)(2)(a)(i)	Shall	All campgrounds shall be designed to meet the following criteria: However, when such a water supply is provided, it shall be of adequate quantity and shall be from: A public water system, or a system owned and operated by the campground licensee, which meets the requirements of Chapter 6109. of the Revised Code and the rules adopted thereunder; or	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(2)(a)(i)	Shall	All campgrounds shall be designed to meet the following criteria: However, when such a water supply is provided, it shall be of adequate quantity and shall be from: A public water system, or a system owned and operated by the campground licensee, which meets the requirements of Chapter 6109. of the Revised Code and the rules adopted thereunder; or	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(2)(a)(i)	Shall	All campgrounds shall be designed to meet the following criteria: However, when such a water supply is provided, it shall be of adequate quantity and shall be from: A public water system, or a system owned and operated by the campground licensee, which meets the requirements of Chapter 6109. of the Revised Code and the rules adopted thereunder; or	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(2)(a)(ii)	Shall	All campgrounds shall be designed to meet the following criteria: However, when such a water supply is provided, it shall be of adequate quantity and shall be from: A private water system which meets the requirements of section 3701.344 of the Revised Code and the rules adopted thereunder.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(2)(a)(ii)	Shall	All campgrounds shall be designed to meet the following criteria: However, when such a water supply is provided, it shall be of adequate quantity and shall be from: A private water system which meets the requirements of section 3701.344 of the Revised Code and the rules adopted thereunder.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-05(D)(2)(b)	Shall	All campgrounds shall be designed to meet the following criteria:Water used for the flushing of holding tanks may be from a supply that does not meet the requirements of paragraph (D)(2)(a) of this rule only if all outlets from the supply are clearly and indelibly labeled to the effect that the water is "unsafe for human consumption".	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(3)(a)	Shall	All campgrounds shall be designed to meet the following criteria:All sewerage systems shall meet the standards of section 6111. or section 3718. of the Revised Code.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(3)(b)	Shall	All campgrounds shall be designed to meet the following criteria:Where a public or private water supply system provides service to individual sites in a new or substantially altered campground a sewage disposal plan shall be approved by the Ohio environmental protection agency or the local health district, depending on which entity has jurisdiction, prior to the submittal of plans to the director.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(4)(a)	Shall	Other facilities shall be provided as follows: Containers for the collection and storage of solid wastes shall be provided.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(4)(a)	Shall	Other facilities shall be provided as follows: Containers for the collection and storage of solid wastes shall be provided.	3730.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(4)(a)	Shall	Other facilities shall be provided as follows: The containers shall be of a durable, watertight, non-absorbent and easily cleanable design and shall have tight fitting covers.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-05(D)(4)(a)	Shall	Other facilities shall be provided as follows: The containers shall be of a durable, watertight, non-absorbent and easily cleanable design and shall have tight fitting covers.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(4)(a)	Shall	Other facilities shall be provided as follows: The containers shall be of a durable, watertight, non-absorbent and easily cleanable design and shall have tight fitting covers.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(4)(a)	Shall	Other facilities shall be provided as follows: The containers shall be of a durable, watertight, non-absorbent and easily cleanable design and shall have tight fitting covers.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(4)(a)	Shall	Other facilities shall be provided as follows: The containers shall be of a durable, watertight, non-absorbent and easily cleanable design and shall have tight fitting covers.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(4)(b)	Shall	Other facilities shall be provided as follows: Firefighting equipment of the type and quantity acceptable to the state fire marshal or local fire department shall be available for use in fighting fires.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(4)(b)	Shall	Other facilities shall be provided as follows: Firefighting equipment of the type and quantity acceptable to the state fire marshal or local fire department shall be available for use in fighting fires.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(4)(c)	Shall	Other facilities shall be provided as follows: A sign identifying an emergency telephone or identifying the location of the nearest telephone shall be posted in the campground.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-05(D)(4)(c)	Shall	Other facilities shall be provided as follows:The sign shall contain the address of the campground and telephone numbers for emergency services, including but not limited to police, sheriff and fire or rescue unit.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(4)(c)	Shall	Other facilities shall be provided as follows:The sign shall contain the address of the campground and telephone numbers for emergency services, including but not limited to police, sheriff and fire or rescue unit.	3730.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(4)(d)	Shall	Other facilities shall be provided as follows: First aid equipment consisting of unused disposable gloves and a sufficient supply of materials to stop bleeding, and to clean and cover minor cuts and abrasions shall be accessible in the campground.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(4)(d)	Shall	Other facilities shall be provided as follows: First aid equipment consisting of unused disposable gloves and a sufficient supply of materials to stop bleeding, and to clean and cover minor cuts and abrasions shall be accessible in the campground.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(4)(d)	Shall	Other facilities shall be provided as follows: First aid equipment consisting of unused disposable gloves and a sufficient supply of materials to stop bleeding, and to clean and cover minor cuts and abrasions shall be accessible in the campground.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(4)(d)	Shall	Other facilities shall be provided as follows: First aid equipment consisting of unused disposable gloves and a sufficient supply of materials to stop bleeding, and to clean and cover minor cuts and abrasions shall be accessible in the campground.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(4)(d)	Shall	Other facilities shall be provided as follows: First aid equipment consisting of unused disposable gloves and a sufficient supply of materials to stop bleeding, and to clean and cover minor cuts and abrasions shall be accessible in the campground.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-05(D)(4)(e)	Shall	Other facilities shall be provided as follows: Rules established for the campground shall be conspicuously posted or provided to patrons.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(5)(a)	Shall	Other facilities shall be provided as follows: All electrical work within a campground shall be according to the current edition of the national electric code (NEC) or the local code, whichever is more stringent, with written certification by a licensed contractor.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(5)(b)	Shall	Other facilities shall be provided as follows: Whenever electrical service is available to the campground, all public service buildings shall be provided with external lighting sufficient to provide illumination and visibility.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(6)(a)	Shall	Other facilities shall be provided as follows: When shower facilities are provided they shall meet the following requirements: Separate shower facilities for non-family groups shall be provided for each sex.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(6)(a)	Shall	Other facilities shall be provided as follows: When shower facilities are provided they shall meet the following requirements: If shower facilities for each sex are in the same building, they shall be separated by solid walls or partitions extending from the floor to the ceiling.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(6)(a)	Require	Other facilities shall be provided as follows: When shower facilities are provided they shall meet the following requirements: A coved base at the juncture of the walls and floors is required.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(6)(a)	Shall	Other facilities shall be provided as follows: When shower facilities are provided they shall meet the following requirements: Shower building entrances and exits shall be provided with self-closing doors or modesty shields.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-05(D)(6)(b)	Shall	Other facilities shall be provided as follows: When shower facilities are provided they shall meet the following requirements: The floors shall have an easily cleanable, non-skid finish, impervious to moisture and self draining.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(D)(6)(c)	Shall	Other facilities shall be provided as follows: When shower facilities are provided they shall meet the following requirements: The interiors of these facilities shall be illuminated by artificial lighting.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-06(E)	Shall	In addition to the requirements listed in paragraph (D) of this rule all recreation campgrounds shall have the following:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(E)(1)	Shall	Gray water recycling systems that shall be:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(E)(1)(a)	Shall	Designed and constructed to accept gray water and meet the standards of Chapter 6111. or section 3718.02 of the Revised Code, as appropriate, or the following requirements:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(E)(1)(a)	Shall	Designed and constructed to accept gray water and meet the standards of Chapter 6111. or section 3718.02 of the Revised Code, as appropriate, or the following requirements:	3730.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(E)(1)(a)(i)	Shall	A plastic or concrete holding tank which is of a water tight design and capable of holding at least two hundred fifty gallons.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-05(E)(1)(a)(i)	Shall	A plastic or concrete holding tank which is of a water tight design and capable of holding at least two hundred fifty gallons.	3730.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(E)(1)(a)(i)	Shall	The drain opening through which gray water is deposited into the holding tank shall be installed in a plastic or concrete riser which shall extend a minimum of eighteen inches above the ground surface.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(E)(1)(a)(i)	Shall	The drain opening shall be surrounded by a surface which extends from the opening to the sides of the riser and which slopes to the opening.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(E)(1)(a)(i)	Shall	The drain opening shall be surrounded by a surface which extends from the opening to the sides of the riser and which slopes to the opening.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(E)(1)(a)(i)	Shall	The drain opening shall be covered by a drain grate and shall be located at least four inches below the top edge of the riser.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(E)(1)(a)(i)	Shall	The drain opening shall be covered by a drain grate and shall be located at least four inches below the top edge of the riser.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(E)(1)(b)	Shall	Gray water systems shall be: Located so that no site using the system is more than two hundred feet in walking distance and there shall not be less than twelve sites using one system;	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-05(E)(1)(b)	Shall not	Gray water systems shall be: Located so that no site using the system is more than two hundred feet in walking distance and there shall not be less than twelve sites using one system;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(E)(1)(c)	Shall	Gray water systems shall be: Easily accessible and provided with a sign indicating that the facility is for gray water only and that no sewage is permitted;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(E)(1)(c)	Shall	Gray water systems shall be: Easily accessible and provided with a sign indicating that the facility is for gray water only and that no sewage is permitted;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(E)(1)(d)	Shall	Gray water systems shall be: Approved by the Ohio environmental protection agency or the licensor, depending on which agency has jurisdiction when installed in a hundred year floodplain.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(E)(2)(a)	Shall	Recreation campgrounds shall provide toilet facilities	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(E)(2)(b)	Shall	Toilet facilities shall be located so that no site is farther than one thousand feet walking distance from such facilities.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(E)(2)(d)	Shall	Toilet facilities or rooms for men and women shall be plainly designated	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-05(E)(2)(d)	Shall	Toilet facilities or rooms for men and women shall be plainly designated	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(E)(2)(d)	Shall	Family toilet facilities shall be counted as one unit in the total required minimum.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(E)(2)(e)	Shall	Toilet facilities shall be provided with self-closing doors or modesty shields at the entrance and exit.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(F)	Shall	All combined park-camps shall have dump stations	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(F)(1)	Shall	Dump stations shall be: Provided in a ratio of one station for each one hundred non-sewered camp sites.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(F)(1)	Shall	Where recreational vehicles or portable camping units with holding tanks are segregated in a combined park-camp, the number of dump stations required shall apply only to the those segregated sites;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(F)(2)	Shall	Dump stations shall: Have a holding tank of water-tight design and capable of holding a minimum of one thousand gallons or connected to a sewerage collection system;	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-05(F)(2)	Shall	Dump stations shall: Have a holding tank of water-tight design and capable of holding a minimum of one thousand gallons or connected to a sewerage collection system;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(F)(3)	Shall	Dump stations shall: Have a concrete pad surrounding the drain.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(F)(3)(a)	Shall	The concrete pad shall meet all of the following requirements: A minimum of four feet by six feet in size	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(F)(3)(b)	Shall	The concrete pad shall meet all of the following requirements: A minimum of four inches in thickness;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(F)(3)(c)	Shall	The concrete pad shall meet all of the following requirements: A drain opening that is at least four inches in diameter with a self-closing, weighted cover. The drain opening shall be located at one end of the pad;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(F)(3)(c)	Shall	The concrete pad shall meet all of the following requirements: The drain opening shall be located at one end of the pad;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(F)(3)(d)	Shall	The concrete pad shall meet all of the following requirements: Curbing of at least four inches bordering the drain end of the pad;	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-05(F)(3)(e)	Shall	The concrete pad shall meet all of the following requirements: The surface of the pad shall slope two inches from the edge to the drain;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(F)(4)	Shall	Shall have four-inch piping	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(F)(4)	Shall	The four-inch piping shall run from the drain to the holding tank or sanitary sewer.	3730.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(F)(4)	Shall	The piping shall be provided with a trap;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(F)(5)	Shall	The tank shall have: A separate opening for the purposes of determining the level of the tank's contents and pumping out the tank;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(F)(5)	Shall	The tank shall have: A separate opening for the purposes of determining the level of the tank's contents and pumping out the tank;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(F)(6)	Shall	The dump station shall have: A water supply available for the flushing of dump stations;	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-05(F)(6)(a)	Shall	If connected to a potable water supply each dump station shall be constructed and operated so as to protect the water supply and all other water outlets within the campground from contamination due to backflow in accordance with the applicable requirements under Chapter 6109. and section 3701.344 of the Revised Code or the following requirements:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(F)(6)(a)	Shall	If connected to a potable water supply each dump station shall be constructed and operated so as to protect the water supply and all other water outlets within the campground from contamination due to backflow in accordance with the applicable requirements under Chapter 6109. and section 3701.344 of the Revised Code or the following requirements:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(F)(6)(a)	Shall	If connected to a potable water supply each dump station shall be constructed and operated so as to protect the water supply and all other water outlets within the campground from contamination due to backflow in accordance with the applicable requirements under Chapter 6109. and section 3701.344 of the Revised Code or the following requirements:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(F)(6)(a)	Shall	If connected to a potable water supply each dump station shall be constructed and operated so as to protect the water supply and all other water outlets within the campground from contamination due to backflow in accordance with the applicable requirements under Chapter 6109. and section 3701.344 of the Revised Code or the following requirements:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(F)(6)(a)(i)	Shall	Dump stations with tower washing equipment a backflow prevention device is required. (Backflow prevention devices) shall meet one of the following requirements:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(F)(6)(a)(i)(a)	Shall	A device installed to operate under continuous pressure shall be an ASSE 1020 pressure vacuum breaker assembly or equivalent device.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-05(F)(6)(a)(i)(a)	Shall	Installation shall be at least twelve inches higher than the highest point of use on downstream piping;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(F)(6)(a)(i)(b)	Shall	A device installed that is not subject to back-pressure or continuous pressure shall be an ASSE 1001 pipe applied atmospheric vacuum breaker device or equivalent device.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(F)(6)(a)(i)(b)	Shall	Installation shall be at least six inches higher than the highest point of use on downstream piping.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(F)(6)(a)(i)(b)(ii)	Shall	Dump stations equipped with a threaded faucet and hose, an ASSE 1013 reduced pressure principle backflow prevention assembly or equivalent device shall be installed prior to the threaded faucet.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(F)(7)	Shall	Provided with hoses used for flushing the dump station pad that shall not exceed the length necessary to reach the entire pad;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(F)(8)	Shall	Designed to be easily accessible to the entrance and exit area of the campground and have safe, all weather access;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(F)(9)	Shall	Properly sealed to prevent nuisances;	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-05(F)(10)	Shall	Posted with signs that are clearly and indelibly marked, stating instructions for use and that the water supply is not to be used for human consumption and is to be used for flushing and cleaning purposes only;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(F)(11)	Shall	Located such that any water source or service outlet used for filling water tanks or other uses for human consumption is at least fifty feet away from the dump station facility.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-05(G)	Shall	Recreational vehicle parks that do not have individual site connections to a sewerage system shall have dump stations that meet the design criteria in paragraph (F) of this rule.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-06(B)	Must	A campground seeking a variance or waiver from any of the requirements established by this Chapter must submit a written request to the director as follows:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-06(B)(1)	Must	As part of a campground plan review package required by rule 3701-26-05 of the Administrative Code, to construct, substantially alter, or operate a new or existing campground as required for licensure under rule 3701-26-04 of the Administrative Code;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-06(B)(2)	Must	A variance or waiver request for a temporary event must be:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-06(B)(2)(a)	Must	Submitted with the plan review package required by rule 3701-26-05 of the Administrative Code;	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-06(B)(2)(b)	Must	Be received by the director at least ninety days prior to the event.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-06(B)(3)	Must	As part of an application for renewal of an existing campground license at least ninety days prior to the license renewal period;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-06(B)(4)	Must	At any other time of the year provided the request is received ninety days prior to the requested implementation date for the variance or waiver.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-06(C)	Must	The written request for a variance or waiver must include the following information:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-06(C)(1)	Must	The specific rule requirement for which the variance or waiver is requested, with a reference to the relevant Administrative Code provision;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-06(C)(2)	Must	The specific nature of the request, and the rationale for the request;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-06(C)(2)	Must	The specific nature of the request, and the rationale for the request;	3730.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-06(C)(3)	Must	The time period for which the variance or waiver is requested;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-06(C)(4)	Must	If the request is for a variance, a statement of how the campground will meet the intent of the requirement in an alternative manner;	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-06(C)(5)	Must	If the request is for a waiver, a statement regarding why application of the requirement will cause undue hardship to the campground and why granting the waiver will not jeopardize the health and safety of the public.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-06(C)(5)	Must	If the request is for a waiver, a statement regarding why application of the requirement will cause undue hardship to the campground and why granting the waiver will not jeopardize the health and safety of the public.	3730.02	No, general rulemaking authority	Yes, state law
OAC3701-26-06(E)	Shall	Any approval for a variance or waiver for a temporary campground shall remain in effect for two years, provided that the site plan for the temporary campground does not change.	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-06(F)	Shall	Any approval for a variance or waiver for a permanent campground shall remain in effect until:	3729.02	No, general rulemaking authority	Yes, state law
OAC3701-26-06(G)	Shall not	The granting of a variance or waiver by the director shall not be construed as constituting precedence for the granting of any other variance or waiver.	3729.02	No, general rulemaking authority	Yes, state law

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OAC3701-26-06(G)	Shall	All variance and waiver requests shall be considered on a case-by-case basis.	3729.02	No, general rulemaking authority	Yes, state law
3701-28-01(H)(2)	Shall	Definition of "air gap". Air gap to be 2 times the size of the supply pipe.	3701.344 ORC, 3701.347 ORC	Yes, state law	Yes, state law
3701-28-01(FFFF)	Shall	Definition of "service and maintenance". To include replacement of mechanical devices.	3701.344 ORC	No, general rulemaking authority	No, general rulemaking authority
3701-28-01(FFFF)	Shall	Definition of "service and maintenance". To include replacement of broken devices.	3701.344 ORC	No, general rulemaking authority	No, general rulemaking authority
3701-28-01(FFFF)	Shall	Definition of "service and maintenance". To include the installation or outlet cleaning.	3701.344 ORC	No, general rulemaking authority	No, general rulemaking authority
3701-28-01(FFFF)	Shall	Definition of "service and maintenance". To include all other actions not defined as an alteration or replacement.	3701.344 ORC	No, general rulemaking authority	No, general rulemaking authority
3701-28-01(GGGG)	Shall	Definition of "service connection". Yard hydrants to be included.	3701-344 ORC	No, general rulemaking authority	No, general rulemaking authority

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3701-28-01(KKKK)	Shall not	Definition of "water source". Not to include surface water (lakes,streams,etc)	3701.344 ORC	No, general rulemaking authority	No, general rulemaking authority
3701-28-01(BBBB)	Require	Definition of "repair". No permit needed to do repair work.	3701.344 ORC	No, general rulemaking authority	No, general rulemaking authority
3701-28-01(H)	Must	Definition of "Backflow prevention device". All devices must contain a dual check valve.	3701.344 ORC, 3701.347 ORC	Yes, state law	Yes, state law
3701-28-02(A)	Shall	The definition of a private water system applies to all private water systems regardless of the date of construction, development, installation,or alteration.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-02(A)	Shall	Private water systems must comply with the rules in effect at the time of construction unless otherwise stated in these rules.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-02(B)	Shall	The rules apply to all private water systems constructed or altered after the effective date of the rules unless otherwise stated in the rules.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-02(C)	Shall	When a well, constructed under previous rules, but does not comply with the current rules and poses a public health concern, the well must be improved so it is no longer a public health threat.	3701.344 ORC, 3701.347 ORC	Yes, state law	Yes, state law

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3701-28-02(D)	Shall	OAC 3701-28-10 and 17 shall apply to all private water systems regardless of the date of construction.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-02(E)	Shall	Exempts existing wells, meeting specific conditions, from construction and isolation distance requirements when being altered or repaired.	3701.344 ORC, 3701.347 ORC	Yes, state law	Yes, state law
3701-28-02(H)	Shall not	Exempts ponds, constructed prior to 1984, from having to meet the volume and watershed requirements in these rules.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-02(J)	Shall	Manhole risers are required on all cisterns and hauled water storage tank to prevent contamination of the water supply.	3701.344 ORC, 3701.347 ORC	Yes, state law	Yes, state law
3701-28-02(K)	Shall	Sets a standard for the average number of individuals per dwelling when a number cannot be determined for either a dwelling or building.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-02(L)	Shall	Establishes the requirements of responsibilities for property owners and private water systems contractors to comply with OAC Chapter 3701-28. Also, establishes the responsibility for the boards of health to enforce compliance on the property owners and private water systems contractors.	ORC 3701.344, ORC 3701.56	Yes, state law	Yes, state law
3701-28-02(L)(1)	Shall	Establishes the requirements of responsibility of the property owner and private water systems contractor to comply with OAC 3701-28 when designing, constructing, installing, or altering private water systems and allowing access for inspection and final approval.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority

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3701-28-02(L)(1)	Shall	Establishes that the board of health is responsible for enforcing compliance of OAC 3701-28 for the design, construction, installation, and alteration.	ORC 3701.344, ORC 3701.56	Yes, state law	Yes, state law
3701-28-02(L)(2)	Shall	Establishes that the board of health is responsible for enforcing OAC 3701-28 as they pertain to the repairing, sealing or decommissioning private water systems. .	ORC 3701.344, ORC 3701.56	Yes, state law	Yes, state law
3701-28-02(L)(4)	Shall	Establishes that property owners or any person in control of the property are responsible for all other rules jointly or individually.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(A)	Shall	No construction, alteration or sealing of a private water systems can be conducted without a permit.	ORC 3701.344	Yes, state law	Yes, state law
3701-28-03(A)(1)	Shall	Any person intending to construct, alter or seal a private water system needs to apply for a permit either in person or through an agent.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(A)(1)	Shall	No work can be conducted before a permit is obtained, unless it's emergency work or decommissioning a private water system by itself.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(A)(1)	Shall	Each application needs to have the appropriate fee included.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority

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3701-28-03(A)(1)	Shall	Applicant needs to sign the application form	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(A)(1)	Shall	Applicant needs to include the name of the contractor if known	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(A)(2)	Shall	Timeframe to apply for sealing permit when only work being performed is a sealing/decommissioning of a private water system.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(A)(3)	Shall	When no additional plans are required with application submission, the health department has ten days to review for compliance.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(A)(3)	Shall	When additional plans are required with application submission, the health department has fifteen days to review for compliance.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(A)(3)(a)	Shall	Board of health needs to work with contractor and applicant to ensure distance requirements are met	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(A)(3)(b)	Shall	Board of health needs to issue a permit once all requirements are met	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority

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3701-28-03(A)(3)(b)	Shall	Applicant needs to notify board of health the name of the contractor if it was not indicated beforehand.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(A)(3)(c)	Shall	If board of health determines that the proposed construction would not meet code, the application needs to be denied.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(A)(3)(c)	Shall	Notification of denial of application needs to be in writing to applicant and contractor by board of health	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(A)(3)(d)	Shall	Within thirty of denial, board of health needs to give applicant or his agent the ability to appeal the denail.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(A)(3)(d)	Shall	A hearing needs to be provided if requested when an application is denied	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(B)	Shall	Application information requirements for private water systems are provided.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(B)	Shall	Application needs to include a site plan with potential sources of contamination listed.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority

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3701-28-03(C)	Shall	Information requirements for alteration permit applications.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(D)	Shall	Applications for private water system sealing or decommissioning need to be complete.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(D)(1)	Shall	Only one permit needed when decommissioning a private water system while constructing a new one.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-03(E)(1)	Shall	Contractor needs to immediately notify board of health when an alteration permits needs to become a new construction permit.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-03(E)(1)	Shall	Contractor needs to immediately submit a new site plan.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-03(E)(2)	Shall	Contractor needs to immediately cease work until board of health reviews the newly proposed construction.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-03(E)(3)	Shall	Board of health will collect the cost difference between the alteration permit cost and new construction permit cost.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-03(F)(1)	Shall	Specificies situations where additional plans are needed.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-03(F)(2)	Require	Site plans might need to submitted in duplicate.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-03(G)	Shall	Specifies the type of information to be provided with additional plans.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-03(G)(4)	Shall	Plans need to specifically include makes and models of equipments, storage capacities and operation and management requirements.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-03(I)	Shall not	Board of health cannot approve any plan not in compliance with the chapter.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-03(I)	Shall	No permit can be issued until plans approved by board of health	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-03(J)(2)	Shall not	Emergency work cannot commence before applying for permit while board of health is open for business	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-03(J)(3)	Shall not	Emergency work cannot commence where there is no existing structure or partially built home or structure.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-03(J)(4)	Shall not	Emergency construction cannot occur where additional plans are required, except for multi unit dwellings or buildings.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-03(J)(4)	Require	Emergency construction cannot occur where additional plans are required, except for multi unit dwellings or buildings.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-03(K)	Shall	Board of health can evaluate emergency work that has been completed and if determined not to have been an emergency, can collect a late fee.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-03(L)	Shall	Temporary hauled water storage tank use for extreme situations must specify time it will be used.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-03(L)	Shall	Application for construction or alteration needs to include information about use of temporary hauled water storage tank if planned to be used.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-03(L)	Shall not	When a temporary hauled water tank is to be used as part of an alteration/new construction permit, no additional temporary hauled water tank permit needed.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-03(L)	May not	A temporary hauled water tank can be used in situations where isolation distances cannot be met.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-03(L)(4)	Shall not	A temporary hauled water tank cannot be used permanently.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-03(L)(4)	Shall	Temporary hauled water tank needs to be removed at the time specified on the permit.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-03(M)	Shall	Well logs and dry hole reports need to be filed with ODNR and board of health.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(M)	Shall	Well logs and dry hole reports need to be filed with board of health.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(M)	Shall	Copy of well log or report needs to be provided to property owner.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(M)	Shall	Contractor needs to retain a copy himself.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority

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3701-28-03(M)(1)	Shall	All uncased boreholes and test holes that won't be used or converted must be sealed within ten days.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-03(M)(2)	Shall	All boreholes to be converted to geothermal wells must follow parameters in 3701-28-17(C).	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-03(M)(3)	Shall	Completion form for conversion of dry hole/ test hole to become a geothermal well needs to be submitted to board of health.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(M)(4)	Shall	Alteration permit needed to convert a test well or test hole to convert to a private water system.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(N)(1)	Shall	If the type of private water system listed on an application is changed, applicant must change it on the permit application.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(N)(1)	Shall	If the type of private water system listed on an application is changed, board of health needs to record it on permit.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(N)(1)	Must	Additional plans need to be submitted when required.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority

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3701-28-03(N)(2)	Must	Plans need to be approved before work can take place.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(O)	Shall	Permit applications, permits, and completion forms must be on forms approved by the department.	ORC 3701.344	Yes, state law	Yes, state law
3701-28-03(O)	Shall	Board of health will identify in the permits the expiration dates.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(O)	Shall	Board of health will specify they need entry into the home as part of determining compliance.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(P)	Shall	Any non-potable water systems to be converted into a private water systems will be considered new construction.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(P)	Shall	Any non-potable water systems to be converted into a private water systems will need a permit.	ORC 3701.344	Yes, state law	Yes, state law
3701-28-03(P)	Shall	Board of health needs to review the converted private water system to ensure requirements are met.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-03(P)	Shall	Board of health needs to review a well log or downhole camera survey to ensure compliance.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-03(Q)	Shall	Permits expire after one year if work not completed for a private water system.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(S)	Shall	Person completing any permitted work on a private water system must submit completion form to board of health within 30 days of completing work.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(T)	Shall	Within 30 days of drilling a well, a well log must be submitted to Ohio department natural resources, geological survey. Driller needs to submit to board of health and property owner.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(T)	Shall	Contractor needs to keep a copy for himself.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(U)	Shall	Within 30 days of completing an alteration, completion form to be submitted to board of health.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(U)	Require	Person performing work does not need to submit well log for alterations, but needs to send completion form.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority

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3701-28-03(V)	Shall	Board of health to collect water sample after all paperwork received.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-03(V)(1)	Shall	The initial water sample needs to be tested for nitrates, escherichia coli and a coliform CFU or MPN count.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-03(V)(1)	Shall	Repeat water samples need to be collected as applicable.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-03(V)(3)	Shall	Board of health needs to provide copy of results to homeowner and all contractor in writing.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(V)(4)	Shall	Board of health needs to report to the department, sample results present for Ecoli, MCL level exceedance and elevated nitrates.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(W)	Shall not	Conditions when a private water system cannot be approved when water sample microbiological standards are not met, unless certain remediation methods are implemented.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-03(X)	Shall	When elevated nitrates are present in a water sample board of health needs to notify property owner of health risks of nitrates and means of reducing nitrates.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority

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3701-28-03(X)	Shall	When contaminant levels exceed the maximum contaminant level are identified in the water sample from the private water system, the board of health needs to provide information to the private water systems owner on the health risks of that contaminant, and options for treatment of the private water system.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(X)	Shall	The department needs to post information on its website about health risks and ways to reduce contaminants.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(Y)	Shall	Private water systems approval only possible if paperwork submitted, no violations observed and collected a water sample that meets requirements of rule.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(Y)(1)	Shall not	Private water systems cannot be approved if all requirements are not met.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(Y)(1)	Shall	Board of health needs to order violations to be corrected.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(Y)(2)	Shall not	Private Water system cannot be used until approved by board of health.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority

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3701-28-03(Z)	Shall	If elevated microbiological samples obtained after proper disinfection protocols followed, the department shall be notified and partake in a joint investigation.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(Z)	Shall	A joint investigation will take place to help identify source of contamination and identify remediations efforts.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(AA)	Shall not	Private water systems cannot be approved unless water sample meets specific standards.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-03(CC)	Shall	Annual sampling requirements for certain private water systems by qualified entities.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-03(DD)	Shall	Facilities required to be sampled annually must test for certain pathogenic organisms,	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-03(DD)(1)	Shall	Results need to be reported to board of health within one business day of receiving results.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(DD)(2)	Shall	Board of health must keep record of sample results.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority

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3701-28-03(EF)	Shall	If water sample results from annually sampled facilities doesn't meet primary pathogenic organism standard levels, certain disinfection, resampling and notification protocols provided.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(EF)(1)(a)	Shall	The private water system shall be re sampled after disinfection;	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(EF)(1)(b)	Shall	The results shall be reported by the system owner or their agent to the board of health within one business day of the result being returned from the lab.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(EF)(2)	Shall	When bacterial standards not met after disinfection, notifications and corrective actions need to be taken.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(EF)(2)(a)	Shall	Board of health needs to be provided notice and method of notification to end users.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(EF)(3)	Shall	Annual operation and maintenance sampling requirement as corrective action for private water systems requiring continuous disinfection.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(FG)	Shall not	Work performed by unregistered individuals cannot be approved.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority

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3701-28-03(FF)(1)	Shall not	No variance required when an unregistered contractor's work is redone by a registered contractor.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(FF)(1)	Require	No variance required when an unregistered contractor's work is redone by a registered contractor.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(FF)(1)	Shall	Board of health needs to evaluate redone work conducted by the registered contractor.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(FF)(2)	Shall not	Board of health cannot grant variance to this rule unless the portion of the work is reassessed by a registered contractor and found acceptable.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(FF)(3)(a)	Shall	If surety bond does not cover work performed by an unregistered contractor, a variance will be needed and a notarized statement of financial liability on behalf of contractor needed.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(FF)(3)(a)	Require	If surety bond does not cover work performed by an unregistered contractor, a variance will be needed and a notarized statement of financial liability on behalf of contractor needed.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-03(FF)(3)(b)	Shall	Unregistered contractors that perform work then decide to register must pay five hundred dollar registration fee.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority

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3701-28-03(H)	Must	Any modifications from an approved site plan/additional plans must be submitted to board of health within 3 business days.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-04(B)	Shall	Owner to provide board of health access to property for inspection.	3701.344 ORC	No, general rulemaking authority	No, general rulemaking authority
3701-28-04(C)	Shall	Board of health to inspect each constructed, altered or sealed private water system.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-04(C)	Shall	Board of health to contact property owner to determine completion of the system and to schedule the inspection if not contacted by the property owner within 30 days of receiving documentation of work.	3701.344 ORC	No, general rulemaking authority	No, general rulemaking authority
3701-28-04(D)	Shall	Board of health inspection to include...	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-04(F)	Shall	Local health department to inform PWSC of non-compliant work and allow for corrections. Correction not down within time frame to result in LHD issuing violation letter to PWSC or other responsible party ordering correction. Copies of all letters to go to ODH.	3701.344 ORC	Yes, state law	Yes, state law
3701-28-04(F)(1)	Shall	Requires maintaining any correspondence with the private water systems contractor in the permit file.	3701.344 ORC	No, general rulemaking authority	No, general rulemaking authority

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3701-28-04(F)(1)	Shall	Upon violations, the board of health must issue a written orders to the responsible person.	3701.344 ORC	No, general rulemaking authority	No, general rulemaking authority
3701-28-04(F)(1)	Shall	Orders shall be copied to ODH and property owner, applicant, and PWS Contractors.	3701.344 ORC	No, general rulemaking authority	No, general rulemaking authority
3701-28-04(F)(2)	Shall	Orders shall be copied to ODH and property owner, applicant, and PWS Contractors.	3701.344 ORC	No, general rulemaking authority	No, general rulemaking authority
3701-28-04(G)	Shall	New PWS well drillers to be inspected during the construction of a well during their first year of registration by ODH.	3701.344 ORC	No, general rulemaking authority	No, general rulemaking authority
3701-28-04(G)	Shall	Construction inspections to be done by ODH or designated person.	3701.344 ORC	No, general rulemaking authority	No, general rulemaking authority
3701-28-04(G)	Shall	Construction inspections to be done at the location of construction.	3701.344 ORC	No, general rulemaking authority	No, general rulemaking authority
3701-28-04(H)	Shall	New PWSCs who do not construct wells to be inspected once during their work during the first year of their registration by a LHD.	3701.344 ORC	No, general rulemaking authority	No, general rulemaking authority

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3701-28-04(H)	Shall	Construction inspections to be done at the location of construction.	3701.344 ORC	No, general rulemaking authority	No, general rulemaking authority
3701-28-04(I)	Shall	PWSC inspections to be recorded on approved forms.	3701.344 ORC	No, general rulemaking authority	No, general rulemaking authority
3701-28-04(I)	Shall	PWSC inspections provide a comprehensive review of the rules.	3701.344 ORC	No, general rulemaking authority	No, general rulemaking authority
3701-28-04(I)	Shall	Inspection reports be provided to all parties within 30 days of inspection.	3701.344 ORC	No, general rulemaking authority	No, general rulemaking authority
3701-28-04(K)	Shall	Board of Health to collect and process water samples as required in OAC 3701-28-03(W).	3701.344 ORC	No, general rulemaking authority	No, general rulemaking authority
3701-28-04(K)	Shall	Set procedures for sampling.	3701.344 ORC	Yes, state law	Yes, state law
3701-28-04(K)(1)	Shall	Board of health to record the owner information, address of property, and date of sample.	3701.344 ORC	No, general rulemaking authority	No, general rulemaking authority

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3701-28-04(K)(2)	Shall	Sanitary survey to be performed for pre-existing systems being sampled.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-04(K)(3)	Shall	Water to be sampled to checked for presence of disinfectants before the water sample is collected.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-04(K)(3)(a)	Shall	Samples from systems with UV disinfection not to be collected within until 48 hours of being disinfected with a disinfectant other than chlorine.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-04(K)(3)(b)	Shall	Water to be sampled from a hauled water storage tank to have 0.2 milligrams per liter of chlorine as a residual.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-04(K)(3)(c)	Shall	Water samples to be collected from systems being continuously disinfected with a chemical disinfectant to have the disinfectant residual per paragraphs (M) and (O) of rule 3701-28-15 OAC.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-04(K)(4)	Shall	All samples collected to be collected at discharge point of water system, not from hoses or outside spigots.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-04(K)(4)	Shall not	Restricts sampling at hoses, outside spigots, and yard hydrants.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-04(K)(4)	Shall	When pressure tanks are buried or otherwise inaccessible, the PWSC to notify LHD of nearest compliant sample location.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-04(K)(5)	Shall	Water systems to be purged for 10 minutes before collecting a sample.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-04(K)(5)	Shall	Use of faucets throughout the building should be used for purging when drains are not available at the sampling location.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-04(K)(5)	Shall	The whole distribution system must be purged to insure flushing when purging cannot be done for 10 minutes due to low yield situations.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-04(K)(5)	Shall	Purging should occur long enough to ensure distribution lines are flushed when sampling cisterns, ponds, spring, and hauled water storage tanks.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-04(K)(5)	Shall	Well heads must be purged for 3 minutes before sampling in this location.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-04(K)(6)	Shall	Collectors to sanitize their hands before collecting samples.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-04(K)(7)	Shall	Sample collection faucets to be sanitized.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-04(K)(8)	Shall	Sample containers to be and to remain sterile during sample collection.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-04(K)(8)	Shall not	No rinsing sample bottles.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-04(K)(8)	Shall not	The sample bottle lip or inside of lid shall not come in contact with any sources of contamination.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-04(K)(9)	Shall	Water being samples to be tested for nitrates to be stabilized at site or delivered to lab within 28 hours.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-04(K)(9)	Shall	If prescreening level is >5mg/L laboratory sample to be submitted.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-04(K)(10)	Shall	Water being sampled for bacteria to be kept in closed container and be delivered to lab within set limits.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-04(K)(11)	Shall	Water samples being tested for bacteria to be analyzed at a laboratory approved under Chapter 3745-89 OAC or by the department.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-04(K)(11)	Shall	Testing for TC or e.coli by count to be done in compliance with approved methods.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-04(K)(13)	Shall	For water systems using continuous disinfection, the indicator bacteria shall be determined using approved methods for determining bacteria counts or presence/absence.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-04(M)	Shall	The department to set a fee for the examination and identification of bacteria and nitrates in water samples per 3701-49 OAC.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-04(M)	Shall	Establish a system for receiving samples at the lab while not prohibiting other ODH approved labs from examining samples.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-04(N)(1)(a,b,c)	Shall	Sets acceptable levels for bacteria indicators in water samples.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-04(N)(1)(c)	Shall	Not to be any detection of any primary pathogens, other fecal indicators, microorganisms, or coliphages.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-04(N)(2)	Shall	No water system required to have a disinfectant residual may have a positive total coliform or e.coli sample result.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-04(N)(4)	Shall	For the purposes for giving recommendations, the maximum contaminate levels for private water systems to be the same as the primary maximum contaminant levels and standards established by Ohio environmental protection agency for public water.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-04(N)(3)	May not	Water sample results obtained by membrane filter analyses that show high background or confluent growth are not to be used to determine compliance with PWS rules.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-04(M)	Prohibit	".....these rules do not prohibit such examination from being made by other laboratories approved by the Ohio department of health."	ORC 3701.344	Yes, state law	Yes, state law
3701-28-05(A)	Shall	Establishes the requirement for the Ohio Department of Health (ODH) to survey the private water systems program in all health districts.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-05(A)	Shall	Requires the board of health to supply all requested information to ODH for the survey.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-05(B)	Shall	Requires ODH to develop a survey methodology for the private water systems program.	ORC 3701.344	Yes, state law	Yes, state law

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3701-28-05(B)	Shall	Requires ODH to provide the survey methodology to all health districts.	ORC 3701.344	Yes, state law	Yes, state law
3701-28-05(C)	Shall	Requires that ODH conduct surveys in accordance to the survey methodology.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-05(C)	Shall	Requires ODH to determine if the board of health or authority is qualified to administer the private water systems program.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-05(C)	Shall	Establishes the classifications of approved, provisional, or disapproved which are used upon completion of the survey.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-05(C)	Shall	Requires ODH to provide a survey report to the board of health.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-05(C)	Shall	Establishes the responsibilities for ODH when determining a board of health as provisional.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-05(D)	Shall	Requires that informal hearings be conducted no later than 30 days after ODH receives the request.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-05(D)	Shall	Requires ODH to issue a written decision within 30 days after the conclusion of an informal hearing.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-05(E)	Shall	Requires ODH to reevaluate boards of health placed on provisional status in the established timeframe.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-05(E)	Shall	Requires ODH to classify the board of health as approved if determined to be compliant.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-05(E)	Shall	Requires ODH to classify the board of health as disapproved if determined to be non-compliant	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-05(E)	Shall	Requires ODH to classify the board of health as disapproved if determined to be non-compliant or revoke the approval.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-05(G)	Shall	Establishes the requirements of ODH when a health district is determined to be approved to administer the private water systems program.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-05(H)	Shall	Establishes the requirements of ODH when a health district has been determined to be not qualified to administer the private water systems program.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-05(H)	Shall	Requires ODH to designate another qualified health district to administer the program on behalf of the disapproved health district.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-05(I)	Shall	Establishes the requirements of a board of health to pay all fees collected to ODH or the appointed health district that have not been used up.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-05(I)	Shall	Establishes that all fees paid to ODH or the appointed health district be used as directed by OAC 3701-28-06.	ORC 3701.344 and ORC 3701.347	Yes, state law	Yes, state law
3701-28-06(A)	Shall	Authorizes Board of Health to establish particular fee categories using a specific cost methodology.	ORC 3701.344 and ORC 3709.09 and ORC 3701.347	Yes, state law	Yes, state law
3701-28-06(A)	Shall	No fee other than \$74 to be allocated to ODH.	ORC 3701.344 and ORC 3709.09	Yes, state law	Yes, state law
3701-28-06(B)	Shall	Stipulates that the flow of funds collected from board of health to the director to pay for administering the program	ORC 3701.344 and ORC 3701.347	Yes, state law	Yes, state law
3701-28-06(C)	Shall	\$74 New installation permit fee to be transmitted from board of health to director for the general operations fund.	ORC 3701.344 and 3701.83	Yes, state law	Yes, state law

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3701-28-06(D)	Shall	Specific fees amounts to be charged, should the director administer & enforce the program for a board of health.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-06(E)	Shall	Specific fee categories that board of health must establish.	ORC 3701.344 and ORC 3709.09	Yes, state law	Yes, state law
3701-28-06(G)	Shall	Health departments must use cost methodology specified in 3701-36-14 for determining costs for services when administering the private water systems program.	ORC 3701.344, 3729.07, 3730.03 and 3749.04., 3701.347	Yes, state law	Yes, state law
3701-28-06(D)(13)	Shall not	Additional fee not to be charged for emergency work or specific sealing situations.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-06(E)(11)	Shall not	Alteration disconnection fee not charged when intent is to seal the well because of connecting to public water.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-06(A)	Shall	Authorizes Board of Health to establish particular fee categories using a specific cost methodology.	ORC 3701.344 / ORC 3709.09 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-06(A)	Shall	No fee other than seventy-four dollars for new construction installations can be remitted to ohio department of health	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-06(B)	Shall	The fees paid to a board of health of a health district under this chapter need to be paid to the treasurer and deposited in a special account for the health district to pay the cost of administering and enforcing this chapter	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-06(B)	Shall	All fees paid to the director under this chapter need to be used by the director to pay the cost of administering and enforcing this chapter	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-06(C)	Shall	\$74 New installation permit fee to be transmitted from board of health to director for the general operations fund.	ORC 3701.344 and 3701.83	Yes, state law	Yes, state law
3701-28-06(D)	Shall	Specific fees amounts to be charged, should the director administer & enforce the program for a board of health.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-06(D)(3)	Shall	Wells that can be converted into private water systems are geothermal, agricultural and irrigation.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-06(D)(5)	Shall	Wells that can be converted into private water systems are geothermal, agricultural and irrigation.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-06(D)(11)	Shall	Inspection of additional water hauler trucks will be twenty-five dollars.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-06(D)(13)	Shall not	Conditions for when no additional charges for a sealing a well prior to obtaining a permit are specified.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-06(E)	Shall	There are specific fee categories that board of health must establish for private water systems	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-06(E)(4)	Shall	Wells that can be converted into private water systems are geothermal, agricultural and irrigation.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-06(E)(6)	Shall	Wells that can be converted into private water systems are geothermal, agricultural and irrigation.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-06(E)(11)	Shall not	Alteration disconnection fee not charged when intent is to seal the well.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-06(E)(16)	Shall	Water hauling company registration fee needs to include the inspection of one vehicle or other water transportation equipment.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-06(E)(17)(c)	Shall not	Penalty fee not to be charged when a well is sealed under certain conditions or when emergency work is being conducted.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority

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3701-28-06(G)	Shall	Health departments must use cost methodology specified in 3701-36-14 for determining costs for services when administering the private water systems program.	ORC 3701.344, 3729.07, 3730.03 and 3749.04.	Yes, state law	Yes, state law
3701-28-07(A)	Shall	All private water systems to be maintained and operated in compliance with rules.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(A)(1)	Shall	Where the water system is shared with another person or property, the system to be owned, operated and maintained by one person.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(A)(2)	Shall	Each party to have access through the existence of a recorded easement.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(B)	Shall	All private water systems to be located in system and surroundings kept in sanitary condition.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(B)	Shall	All private water systems to be located where surface or subsurface contamination can occur.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(B)	Shall	Use hydrological data to select location of well or spring.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-07(B)	Shall	Wells and springs must be hydraulically upgrade of potential sources of contamination.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(B)	Shall	Board of health to document determination in permit file.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(B)	Shall	Wells and springs to be the maximum practical distance from known or suspected sources of contamination.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(C)	Shall	All private water systems to be located so as to be accessible for cleaning, miniatous, repair, alteration, etc.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(D)	Shall not	A well, spring box or pond will not be located within 10 feet of a foundation where termiticides may be applied unless the building was constructed solely for the purpose of housing the PWS and attendant equipment.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(D)	Shall not	A well will not be located less than 5 feet from a porch or deck not part of a building foundation or a slab extending from a building so as to limit assess by large equipment needed to service the water system.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(E)	Shall not	A new water system will not be located in a flood plain unless it is a replacement for an existing system or if the board of health determines that the conditions for a variance can be met. The installation of the new or replacement system to comply with ORC	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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		1521.13 or 1521.18 or other floodplain management resolutions or ordinances.			
3701-28-07(E)	Shall	All new and replaced systems must meet compliance with the floodplain requirements or city and county ordinances.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(E)(1)	Shall	A variance is not required if there is no other site available on the property. This to be noted in the application/permit file.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(E)(3)	Shall not	A new private water system is not to be constructed in a floodway.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(F)	Shall not	No water source to be located within a 50 foot radius of any known or possible source of contamination except as specified in rule.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(G)	Shall	No water source to be located within 10 feet of a road right-of-way.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(G)	Shall	When there is no established right-of-way, a water source to be more than 25 feet from a road surface or 10 feet from any road utility easement whichever is greater.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-07(H)	Shall	Water source to be at least 5 feet from any private drive way or parking lot.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(I)	Shall	Watertight sewers or drain lines to be at least 10 feet from a water source or distribution lines if possible except within 5 feet of the point the lines enter a foundation and where water and drain lines cross.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(I)(1)	Shall	When a watertight sewer line crosses a water service line, there is to be 12 inches between the lines.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(I)(2)	Shall not	Water service and sewer lines will not share the same trench except when they cross.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(I)(2)	Shall	Water pipe joints shall be not closer than 10 feet from a sewer line.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(I)(2)	Shall	Water pipe must have a 20 feet long watertight pipe installed around the water pipe.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(J)	Shall	Provides the minimum isolation distance requirements for all water source locations.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-07(J)	Shall	Wells located in a pasture must be surrounded by fencing and the well no closer than 5 feet from the fence.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(K)	Shall	Six instructions on how isolation/separation distance measurements are to be determined.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(K)(6)	Shall	Areas where the isolation distances cannot be met, the location of the water source must be maintained at the greatest practical distance from specific sources of contamination.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(K)(6)	Shall	Where the rules don't specify the isolation distance, the board of health is to use their best professional judgement.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(L)	Shall	Department may set separation/isolation distances in excess of those stated in rule if site conditions or other conditions or circumstance demand. Said excess distances will not require the issuance of a variance but will be noted in the application/permit file.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(N)	Shall	The property/private water system owner to be responsible for maintaining all required isolation/separation distances.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(E)(2)	Must	Wells constructed in flood plains to meet requirements of OAC 3701-28-10.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-07(I)	Must	Use not regulatorily prescriptive.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(I)(2)	Must	Use not regulatorily prescriptive.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-07(L)	Require	A board of health establishing isolation distances in excess of those set by this rule will not need a variance to do so.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(A)	Shall	Gives the board of health the authority to require work on any private water to prevent public health and safety and prevent contamination of the groundwater, if that private water system is determined to be a safety or public health hazard or may potentially contaminant the ground water.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(A)	Require	Allows the board of health or ODH to require access for sampling when there is known contamination in an area.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(B)	Shall	Requires all pipes and fittings used in the water piping system to conform with the Tables 1 and 2 in OAC 3701-28-08.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(B)	Shall	Requires all piping and fittings to conform with NSF standard 61.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-08(C)	Shall	Requires that all pipe and valves be protected from freezing.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(C)	Shall	Requires all valves to be accessible from ground level.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(D)	Shall	All pipe fitting and nipples to be approved for installation with piping material.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(D)	Shall	All pipe fitting and nipples must conform with the pipe standards addressed in the tables 605.5 or 605.8 of the Ohio Plumbing Code. Must also meet NSF standard 61.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(D)	Shall	Must also meet NSF standard 61.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(E)	Shall	Requires each private water system to have a down turned sampling faucet.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(E)	Shall	Provides the minimum requirements for sampling faucets.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-08(F)	Shall	Prohibits physical cross-connections to public water systems.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(G)	Shall	Provides exemption conditions to the prohibition of having physical cross-connections to other private water systems.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(G)(2)	Shall	Requires backflow prevention devices to be installed on the main service line prior to the connection of another water source's main service line.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(G)(3)	Shall	Requires all supply components to meet the requirements of these rules.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(H)	Shall	Requires the removal of any connection that can contaminate the source of water unless backflow prevention is installed.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(I)	Shall	All service connections must be protected with a backflow prevention device.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(J)	Shall	Provides the ASSE standards that all backflow prevention devices must conform to.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-08(K)	Shall	All service connections branching from the main service line must have a backflow prevention device to protect the source.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(K)	Shall	All backflow prevention devices must be easily accessible for inspection and maintenance.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(L)	Shall	Backflow prevention devices meeting ASSE 1013 or 1015 must be installed when supplying water to multiple wells.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(L)	Shall	Backflow prevention devices meeting ASSE 1024, 1013, or 1015 must be installed on additional service line connections.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(M)	Shall not	Yard hydrants meeting ASSE standard 1057 are not required to have a backflow prevention device installed on the service line providing water to the yard hydrant.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(M)	Require	Backflow prevention devices conforming with ASSE standard 1024 may be required on the hose bibb of a yard hydrant conforming with ASSE standard 1057.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(M)	Shall	All yard hydrants that do not conform with ASSE standard 1057 must have a ASSE standard 1024 conforming backflow prevention device installed on the service line prior to the yard hydrant.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-08(N)	Shall	Minimum requirements for the housing location provided for the private water system components.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(O)	Shall	Minimum requirements for pumps used in a private water system.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(O)(1)	Shall	The pump and well casing must be protected from unprotected openings.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(O)(2)	Shall	A fuel operated pump must meet the isolation requirements in OAC 3701-28-07 or...	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(O)(2)	Shall	...or installed within a secondary containment vessel.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(O)(3)	Shall not	Drainage holes are not permitted in drop pipes and check valves.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(O)(3)	Shall	Drop pipe materials must meet the piping requirements in OAC 3701-28-08.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-08(O)(3)	Shall	Drop pipe must have a pressure rating satisfactory for the pressure of the system.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(O)(4)	Shall	All pump lubricants must meet USDA or FDA food grade requirements or conform with NSF standard 61.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(O)(5)	Shall	Only potable water can be used to prime pumps.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(O)(6)	Shall	Check valves should be placed no more than 25 feet from the submersible pump unless integrated in the design of the pump.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(O)(7)	Shall	Pump must be installed at the proper depths based on the well construction and manufacturer requirements.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(P)	Shall	Minimum requirements for hand pumps used in a private water system.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(P)(1)	Shall	Must meet pump requirements, be vented, and have a closed downward directed spout and a sealed pump rod packing assembly.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-08(P)(2)	Shall	A hand pump must be attached to the well with a sealed flange with a rubber gasket.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(P)(2)	Shall	The sealed flange must be no less than 12 inches from the ground surface or concrete slab.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(P)(2)	Shall	Any space between a standpipe and the well casing must be sealed as required in OAC 3701-28-10.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(P)(3)	Shall	Hand pump plungers must not be any less than 25 feet from the ground surface.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(P)(4)	Shall not	A hole or opening cannot be constructed in a well cap to install a hand pump.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(Q)	Shall	Water suction lines must meet the piping requirements in OAC 3701-28-08.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(R)	Shall	Minimum requirements for all pressure tanks used in private water systems.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-08(R)(1)	Shall	Pressure tank location requirements with the exception of an in-well pressure tank.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(R)(2)	Shall not	Requirements for buried pressure tanks	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(R)(2)	Shall	Buried pressure tanks must be installed above the water table.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(R)(3)	Shall not	Pressure tanks, for a new construction, cannot be placed in crawl spaces unless it must be easily accessible for walking into by an average sized adult.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(R)(3)	Shall	For new construction, pressure tanks and sampling port placement is specified.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(R)(4)	Shall	Pressure relief valves are required for all pressure tanks, except when a jet pump is used.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(R)(4)	Shall	If a pressure relief valve is not installed at the pressure tank it must be installed prior to the distribution system shut-off.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-08(R)(5)	Shall	Pressure tanks must conform with NSF standard 61.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(R)(6)	Shall	In-well pressure tanks must be installed as per manufacturer's requirements.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(S)	Shall	Water storage tanks and reservoirs must comply with OAC 3701-28-12(A) and (B). Does not include pressure tanks.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(T)	Must	Backflow prevention devices must be installed between a private water system and a non-pressurized reservoir tank.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(U)	Shall	Minimum requirements for the alteration of a well located in a pit when the systems equipment will not be housed in the pit.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(V)	Shall	Pit must comply with requirements in OAC 3701-28-17(U).	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(V)	Shall	New wall to be constructed between well and system equipment when in a pit.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-08(V)	Shall	Pit wall must be of sufficient strength and watertight.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(V)	Shall	The well in the pit must be not closer than 12 inches from the pit wall.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(W)	Shall	Minimum requirements for the construction or alteration of a private water system with a pit specifically used to house the systems equipment will also be housed in the pit.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(X)	Shall	Requires the repair or replacement of the component of the distribution system that may cause contamination to the private water system when it malfunctions or becomes defective.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-08(Y)	Shall	All electrical connections must meet manufacturer specifications.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(A)	Shall	Requirements for materials used in the drilling process.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(A)(1)	Shall	Requirements for materials to be stored and transported in a manner to prevent contamination.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-09(A)(2)	Shall	Materials placed on the ground must be free of matter that may contaminate the aquifer.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(A)(2)	Shall not	Materials used cannot be stored/used in such a fashion as to promote microbial growth.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(A)(3)	Shall	All drilling fluids, additives, and lubricants must meet NSF 61.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(A)(3)	Shall not	No guar-gum containing materials or other biodegradable organic materials can be used in drilling process.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(A)(3)	Shall not	Restricts the use of drilling fluids or additives that contain guar gum or other biodegradable organic materials.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(A)(4)	Shall	Water used for the drilling process must be from an approved source.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(A)(4)	Shall	Water from an approved source used in the drilling process must be conveyed in a clean, capable container.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-09(A)(4)	Shall not	Surface water cannot be used unless it's from a public source.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(A)(4)	Shall	Contractors must periodically disinfect the containers carrying water for drilling.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(A)(4)	Shall	Private water systems used to supply water for drilling purposes must be sampled annually.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(A)(5)	Shall not	Drill cutting cannot be placed in a well pit, other wells, surface water or an annular space.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(B)	Shall	Requirements for materials used in construction of wells.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(B)(1)	Shall	Specifies the requirements for steel pipe and tubing used in the drilling process.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(B)(1)(f)	Shall	Steel casing or tubing must be structurally sound, watertight throughout its length and be either threaded, coupled, or welded at the joints.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-09(B)(1)(f)(i)	Shall	Couplings must be of the same design as the steel pipe.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(B)(1)(f)(i)	Shall	Only 3 threads can be exposed when joining casings with 14 threads.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(B)(1)(f)(i)	Shall	Only 2 threads can be exposed when joining casings with 8 threads.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(B)(1)(f)(ii)	Shall	Welded joints must be structurally sound and water tight.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(B)(1)(f)(ii)	Shall	Butt welds must have a beveled to beveled edge	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(B)(1)(f)(ii)	Shall	2 weld passes required for steel pipe 8 inches or less in diameter.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(B)(1)(f)(ii)	Shall	Butt welds must have a minimum of 3 weld passes.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-09(B)(1)(f)(ii)	Shall	3 weld passes required for steel pipe greater than 8 inches in diameter.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(B)(1)(f)(iii)	Shall	Weld beads must be extended 1/8 inches from the pipe surface.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(B)(2)	Shall	Specifies the requirements for thermoplastic piping used in the drilling process.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(B)(2)(b)	Shall	Requires SDR 17 or heavier when casing is placed deeper than 200 feet.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(B)(2)(e)(i)	Shall	Thermoplastic couplings must meet ASTM standard F480 and NSF 14.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(B)(2)(e)(ii)	Shall	Spline lock joints for thermoplastic piping is permitted.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(B)(2)(e)(iii)	Shall	Thermoplastic pipe must be legibly marked with the nominal size, type of plastic, and ASTM F480.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-09(B)(2)(e)(iv)	Shall	Thermoplastic joints that are glued must meet ASTM standard F480.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(B)(2)(e)(v)	Shall	Screws used to secure thermoplastic pipe must be center where the casing overlaps.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(B)(2)(e)(v)	Shall	If screwed, pilot holes shall be drilled into the thermoplastic piping.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(B)(2)(e)(v)	Shall	Pilot holes shall be drilled in the outermost casing end.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(B)(2)(e)(v)	Shall not	Screws used to join casing must not penetrate through to the inside of the casing.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(B)(3)	Shall	Fiberglass casing must meet NSF standard 61.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(B)(3)(a)	Shall	Fiberglass casing must have a minimum 0.18 inch wall thickness.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-09(B)(3)(b)	Shall	Sets the minimum load bearing capacity for fiberglass casing.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(B)(3)(c)	Shall	Addresses how fiberglass casing must fastened together.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(B)(3)(d)	Shall	Specifies the well cap requirements for fiberglass pipe.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(B)(3)(d)	Shall	Specifies the vertical load requirement for fiberglass pipe well caps.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(B)(3)(d)	Shall	Well caps must be secure.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(B)(3)(d)	Shall	Well caps must have a vermin proof seal.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(B)(3)(e)	Shall	Buried seal caps must be provided by the manufacturer.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-09(B)(3)(e)	Shall	Buried seal caps must provide a water tight seal to the casing.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(B)(3)(e)	Shall	Casing extensions must be no less than 6 inches.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(B)(3)(f)	Shall	Flow sleeves are required over the pump in large diameter wells.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(C)	Shall not	Defective and damaged pipe cannot to be used as well casing or liner pipe.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(D)	Shall	Requirements for couplings that join well casing of dissimilar sizes and types of material.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(E)	Shall	Drive shoes at the end of steel casing must be factory forged manufactured steel	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(F)	Shall	Cement grout for sealing annular space and sealing wells has to meet certain specifications and be applied in a specified way.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-09(F)(2)	Shall	Cement grout placement as per OAC 3701-28-10.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(F)(2)	Shall	Sets the minimum requirements for cement grout placement.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(F)(2)(a)	Shall	Potable water must be used to mix cement grouts.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(F)(2)(a)(i)	Shall	5.2 gallons of water required per bag of Type I,II, IV, and V cement.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(F)(2)(a)(ii)	Shall	6.3 gallons of water required per bag of Type III cement.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(F)(2)(a)(iii)	Shall	Specifies the requirements for mixing concrete.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(F)(2)(a)(iv)	Shall	Specifies the requirements for cement with calcium chloride added as an accelerator.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-09(F)(2)(a)(v)	Shall	Bentonite added to cement must be free of polymers.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(F)(2)(a)(v)	Shall not	No more than 30% bentonite can be added to cement grouts.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(F)(2)(b)	Shall	Cement grout to be placed by conductor pipe or Halliburton method or gravity poured under dry well conditions.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(F)(3)	Shall	Type I and II cement grout or cement grout with calcium chloride added must set a minimum of 24 hours.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(F)(3)	Shall	Type III cement grout must set a minimum of 12 hours.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(G)	Shall	Bentonite grout for sealing annular space and sealing wells has to meet specifications and be applied in a specified way.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(G)(1)	Shall not	Total volume of sealing materials shall not be less than 80% total volume of annular space.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-09(G)(2)	Shall	Bentonite grouts must meet NSF 60.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(G)(3)	Shall	Requirements for using bentonite grout.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(G)(3)(a)	Shall	Solid content must be 20% bentonite by weight of water.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(G)(3)(a)	Shall	Polymers used to suppress hydration shall be mixed according to manufacturers instructions.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(G)(3)(b)	Shall	Specifies the methods of placement for bentonite slurries.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(G)(3)(c)	Shall not	Bentonite grout slurries prohibited when total dissolved solids of water exceeds 1500 mg/l unless certain other criteria are met.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(G)(3)(c)	Shall not	Coarse grade or pelletized bentonite grout prohibited when total dissolved solids of water exceeds 1500 mg/l.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-09(G)(3)(d)	Shall	Water for bentonite grout process to be treated to remove minerals that may interfere with the mixing process.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(H)	Shall	Course grade and pelletized bentonite to be used for the sealing of annular space must meet certain specifications and be applied using specific methods	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(H)(1)	Shall	Procedures for placing coarse grade and pelletized bentonite into the annular space.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(H)(1)(a)	Shall	Coarse or pelletized bentonite to be poured over a wire mesh.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(H)(1)(b)	Shall	Coarse or pelletized bentonite to be poured at manufacturers rate of placement..	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(H)(1)(c)	Shall	Pouring to be halted to check for bridging.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(H)(1)(c)	Shall	Tampering device to be used to break bridging.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-09(H)(1)(d)	Must	Where the borehole or well is dry, the bentonite used for grout needs to be periodically hydrated.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(H)(1)(d)	Shall not	Pelletized bentonite not to be hydrated during dry pour process.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(H)(2)	Shall not	Fine bentonite particles accumulating in shipping container not to be used except to top off borehole or well at ground surface.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(I)	Shall not	Only under specific, limited conditions can clean clay, sand or gravel be used for sealing wells.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(K)	Shall	Wells screens construction and use are specified.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(K)(1)	Shall	Must be factory manufactured and constructed of steel, fiberglass or thermoplastic.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(K)(1)	Shall	Screens must meet NSF 61.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-09(K)(2)	Shall	Screens must have uniform openings and sufficient length to provide a 0.1 feet per second velocity.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(K)(2)	Shall	Screen slot sizes to be properly sized.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(K)(3)	Shall	Screens to provide sufficient column and collapse strength.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(K)(5)	Shall	Specifies how screens are to be attached to casing.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(K)(6)	Shall	Screens to be fitted with solid cap at the bottom.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(K)(6)	Must	Well screens that are placed by telescoping need to have a cap at the end of it.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(L)	Shall	Particles that comprise filter packs/formation stabilizer materials must meet certain specifications.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-09(L)(4)	Shall not	Lead packers cannot be used.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-09(L)(4)	Shall	Packers and shale traps can only be made from materials approved for use by the department.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10	Shall	Wells used as PWS to comply with rule requirements.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(A)(1)	Shall	Well driller (contractor) to ensure that borehole and annular space are covered at end of day to guard against contamination entering well.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(A)(2)	Shall	Well borehole to be stabilized against collapse.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(A)(2)	Shall	or the borehole to be sealed.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(A)(3)	Shall not	Open boreholes not to be left open for more than 10 days without casing and cap.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-10(B)	Shall	Construction of drive point wells not permitted unless conventional wells cannot be constructed on site.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(B)(1)	Shall	Additional plans required for a permit to construct a point well.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(B)(2)	Shall	Board of health to review site prior to issuing permit to construct point well.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(B)(4)	Shall not	Point wells not to be constructed as "emergency".	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(B)(5)	Shall	User of water from point wells to have test strips to check for nitrates and chlorides.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(B)(6)	Shall	Private water system pressure tanks to be labelled with instructions about use of nitrate chloride test strips.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(B)(6)	Shall	The private water systems contractor is responsible for providing and posting the labels.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-10(C)	Shall	All wells to be cased with pipe that is in compliance with rule 3701-28-09.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(C)(1)	Shall	Minimum nominal size of well casing to be 5 inches.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(C)(2)	Shall	Casing to be straight, vertical and centered in borehole.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(C)(3)	Shall	All casing to be watertight.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(C)(4)	Shall	Casing to extend to the top of the aquifer being used for water.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(C)(5)	Shall	Casing installed into a consolidated formation to be seated into competent formation.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(C)(6)	Shall not	Casing not to extend less than 25 feet below ground unless there is no potable water available deeper than 25 feet.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-10(C)(6)(a)	Shall	PWSC to notify LHD within 10 days when they have installed less than 25 feet of casing in a well.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(C)(6)(b)	Shall	No well to have less than 10 feet of casing.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(C)(6)(c)	Shall	Except for point wells, any well with less than 25 feet of casing but more than 15 feet of casing to have continuous disinfection installed.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(C)(6)(d)	Shall	Wells with less than 15 feet of casing to have continuous disinfection and cyst reduction in compliance with rule 3701-28-15 OAC.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(C)(6)(d)	Shall not	No variance to this rule is allowed.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(D)(1)	Shall	During the construction of a well, when non-potable water is encountered above water that is potable, well casing is to extend past the non-potable water to prevent the non-potable water from entering the potable aquifer.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(D)(2)	Shall	During the construction of a well, when non-potable water is encountered below potable water, the lower portion of the well will be filled with cement or bentonite grout to prevent the non-potable water from entering the potable aquifer.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-10(E)	Shall	Wells constructed where multiple aquifers are present to have casing extend through aquifers that will not be used to supply water to the well.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(E)	Shall	Grouting of annular space contiguous with unused aquifers to be grouted as per OAC 3701-28-10.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(F)	Shall	Sets requirements for wells completed in confined aquifers.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(F)(1)	Shall	Wells completed in a unconsolidated confining layer to have casing extend to the top of the aquifer.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(F)(1)	Shall	Annular space grouted continuously to the confining formation.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(F)(1)	Shall not	Filter packs and formation stabilizers not to extend into confining formation or allow interconnection of separate aquifers.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(F)(2)	Shall	Wells completed in a consolidated confining layer to have casing extend far enough into the confining layer to protect the aquifer from contamination and prevent loss of hydraulic head.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-10(F)(2)	Shall	Annular space from the confining formation to be grouted with required sealing materials.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(F)(2)	Shall not	No under-reamer tools are to be used if grout is dry driven.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(G)	Shall	For wells with consolidated formations within 25 feet of surface, drilled borehole must be oversized.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(G)	Shall	For wells with consolidated formations within 25 feet of surface, annular space to be filled with cement or bentonite grout.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(H)	Shall	Liner pipes are to be installed in wells drilled into formations which are prone to collapse, incompetent, or weathered. Such pipe to meet the requirements of rule 3701-28-09 OAC.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(I)	Shall	All annular space is to be grouted.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(I)(1)	Shall	Grouting to be done from the bottom of the well upward.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-10(I)(2)	Shall	All drilling fluid is to be removed from the well prior to grouting.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(I)(3)	Shall	Except when multiple well screens are used, grout to extend continuously along the length of casing.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(I)(4)	Shall	Annular space between primary and temporary casing is to be grouted during the removal of the temporary casing.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(I)(5)(a)	Shall	For casing 14 inches or less, annular space must be 1.5 inches from borehole to casing or 1 inch from borehole to casing coupler.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(I)(5)(c)	Shall	For casing greater than 20 inches in diameter, annular space must be no greater than 6 inches per side for wells less than or equal to 30 feet deep.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(I)(5)(c)	Shall	For casing greater than 20 inches in diameter, annular space must be no greater than 4 inches per side for wells greater than 30 feet deep.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(I)(6)	Shall	Except when dry driving casing, the total volume of grout used to be no less than 80 percent of the volume of the annular space.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-10(I)(7)	Shall	Grouting to be 6 inches above and below joints between smaller and larger casings.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(I)(7)	Shall not	Small diameter casing extensions on large diameter wells do not need to be grouted along their entire length.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(I)(7)	Shall	Clean clay to be placed in the annular space of the small diameter casing for large diameter wells.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(J)	Shall	Requirements for pressure grouting.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(J)(1)	Shall	Grout to be placed in a continuous operation.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(J)(2)	Shall	Requirements for the type of pipe used for the tremie or conductor pipe used in pressure grouting.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(J)(2)	Shall	Requirements for the use of the tremie pipe during pressure grouting.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-10(J)(3)	Shall	Except when gravel pack/formation stabilizer is being used around a well screen, a minimum of 2 shale traps are to be placed at the end of any well casing.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(J)(3)	Shall	An additional shale trap is to be added for each additional 100 feet or part thereof of casing.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(J)(3)(a)	Shall	Attachment of shale traps to well casing.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(K)(2)	Shall	Conductor pipe grouting procedures.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(L)	Shall	Dry pour grouting method.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(L)(2)	Shall	Dry pour grouting only permissible when there is a 2 inch or greater annular space per side.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(L)(4)	Shall	Only course grade bentonite to be used in the dry pour grouting method.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-10(L)(5)	Shall not	Granular or pelletized bentonite may only be poured to a depth of 25 feet and borehole must be dry.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(L)(6)	Shall not	Dry pour grouting with bentonite shall not be done when drilling fluids are present in an annular space.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(M)	Shall	Dry driven grouting to only be used when casing with steel casing.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(M)(1)	Shall	During dry driven well construction, there must be a collar or weld bead where two pieces of steel casing are joined together.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(M)(1)	Shall	During dry driven well construction, granular bentonite is piled next to the steel casing and the protrusions at the casing joints pull the bentonite down into the annular space.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(M)(2)	Shall	A drive shoe is to be placed at the bottom of the first piece of steel casing being installed in the well.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(M)(4)	Shall	Granular bentonite to be piled around the well casing.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-10(N)	Shall	Use of filter packs or formation stabilizers to be in compliance with rule.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(N)(1)	Shall	Filter packs/formation stabilizers are to be placed around well screens set in unconsolidated formations and extend above the top of the screen far enough to keep grout from getting into the screen.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(N)(1)	Shall not	Filter packs and formation stabilizers not to allow interconnection zones of different hydraulic conductivity.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(N)(1)	Shall not	Filter packs and formation stabilizers not extend higher than 10 feet below the surface.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(N)(2)	Shall	On wells greater than 20 inches in diameter, gravel pack/formation stabilizers not to be thicker than 6 inches per side.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(N)(2)	Shall	On wells greater than 20 inches in diameter, gravel pack/formation stabilizers not to extend deeper than 30 feet or, be less than 4 inches thick per side and extend no more than 30 feet in depth.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(N)(3)	Shall not	Filter packs and formation stabilizers cannot be placed inside liners.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-10(N)(3)	Shall	Filter packs/formation stabilizers not to be placed inside a well casing or liner pipe.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(N)(4)	Shall	All drilling fluids are to be flushed from the borehole prior to placing filter packs/formation stabilizers.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(O)	Shall	Well screens to be installed in wells completed in unconsolidated or incompetent formations.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(O)	Shall	Screens to be attached to bottom of casing.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(O)	Shall not	Shale traps cannot replace K-packer for screen placement.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(O)	Shall not	Screens not be less than 10 feet below ground surface.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(O)	Shall	Screens not to be driven into the ground.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-10(P)	Shall	Wells flowing to the surface are to be cased and grouted to protect the aquifer.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(P)	Shall	Requirements for constructing a flowing well.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(P)(1)	Shall	Casing used in a flowing well to be grouted with cement grout by pressure grouting.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(P)(2)	Shall	If water from a flowing well flows at more than 5 gallons per minute an enlarged borehole is to be drilled into partially into the confining formation, or a minimum of 25 feet.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(P)(2)	Shall	The upper enlarged borehole at least 4 inches in diameter larger than the nominal outer casing diameter.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(P)(2)	Shall	The annular space between outside casing and upper enlarged borehole to be filled with cement grout by pressure grouting	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(P)(2)	Shall	The outer casing is to remain permanently in place.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-10(P)(2)(a)	Shall	If the confined aquifer is consolidated, the well is to be double cased.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(P)(2)(a)	Shall	If the confined aquifer is consolidated, a small diameter borehole to be drilled through the upper enlarged borehole.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(P)(2)(a)	Shall	If the confined aquifer is consolidated, inner casing seated in bedrock.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(P)(2)(a)	Shall	If the confined aquifer is consolidated, the annular space must be cement grouted by pressure grouting.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(P)(2)(b)	Shall	If the confined aquifer is unconsolidated, the well is to be double cased with a screen installed into the confined aquifer and the annular space pressure grouted.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(P)(2)(b)	Shall	If the confined aquifer is unconsolidated, a smaller diameter borehole must be drilled through the upper enlarged borehole and cased and screened into the confined aquifer.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(P)(3)	Shall	Flowing wells to be constructed so that water does not flow from beneath the well cap.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-10(P)(4)	Shall	Flowing wells discharge to be controlled to conserve ground water and to prevent loss of artesian head..	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(P)(4)	Shall	Establishes the flow control methods.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(P)(5)(d)	Shall	Flowing wells discharge line to be protected by an air gap and animal guard.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(Q)	Shall	Wells completed in cavernous formations to be constructed in compliance with rules.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(Q)(1)	Shall	Cavernous formations not being used as a source of water to be cased through.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(Q)(1)(a)	Shall	Establishes the requirements when the cavernous formation or mine shaft is deeper than 25 feet below surface.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(Q)(1)(a)(i)	Shall	When cavernous formation or mine shaft is deeper than 25 feet, the formation or shaft is to be filled with clean gravel or grout, or	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-10(Q)(1)(a)(i)	Shall	Have packers or shale baskets installed at top and bottom of formation or shaft.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(Q)(1)(a)(i)	Shall	If the cavernous formation or mine shaft, the annular space below and above the void must be grouted with cement or bentonite grout.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(Q)(1)(a)(ii)	Shall	If the cavernous formation or mine shaft, primary casing set to top of the void and grouted in place.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(Q)(1)(b)	Shall	If the cavernous formations are less than 25 feet below surface, casing to be installed in an oversized borehole. and grout his casing with cement grout mixed with bridging additives.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(Q)(1)(b)	Shall	If the cavernous formations are less than 25 feet below surface, the annular space is to be grouted with cement grout mixed with bridging additives.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(Q)(2)	Shall	If a cavernous formation is to be the source of water, the private water systems contractor will install a shale trap at the top of the formation or shaft.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(Q)(2)	Shall	If a cavernous formation is to be the source of water and if no shale trap installed at top of formation or shaft, the annular space must be grouted with cement or bentonite grout by pressure or dry pour grouting.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-10(R)	Shall	Wells constructed in formations that produce saline to be constructed in compliance with rules.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(R)(1)	Shall	Any saline producing formation encountered is to be cased through and be pressure grouted with cement grout or the formation is to be sealed off.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(R)(1)	Shall	Saline producing formation shall be filled with cement grout by pressure grouting.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(R)(1)	Shall	or saline producing formation shall be sealed to an elevation higher than the top of the saline formation.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(R)(1)	Shall	Only grouts not affected by saline water can be used to seal a well with a saline formation.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(R)(3)	Shall	Any saline production that cannot be mitigated to result in the well being sealed per OAC 3701-28-17.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(R)(3)	Shall	The owner may request to keep the well under the variance provision if the saline producing formation can be isolated so as not to contaminate ground water.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-10(R)(3)	Shall	Restriction to allow a well producing saline to mix with another aquifer.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(S)	Shall	Wells that produce methane above a certain level will be vented to the atmosphere.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(S)(2)	Shall	Manufactured venting systems for methane gas to be installed per the manufacturers instructions.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(S)(3)	Shall	Wells located in basements, etc. to be vented to the outside of the structure through a minimum 3 inch vent pipe.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(T)	Shall	All wells to have a pitless adapter installed that meets the water systems council standards and prevents contamination from outside the well casing. .	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(T)	Shall	ODH to approve all pitless adapters and pitless units and the installation procedures.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(T)(1)(e)	Shall	In the installation of a pitless unit, steel well casing that is not at the correct height to be cut down to an appropriate height.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-10(T)(1)(f)	Shall not	The inside diameter of a pitless unit is not to be smaller than the inside diameter of the casing.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(T)(2)(a)	Shall	Installation of pitless adapters to be done in accordance with manufacturer's instructions.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(T)(2)(a)	Shall	Any hole being drilled through the well casing for a pitless adapter to be of correct size to prevent leaks.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(T)(2)(a)	Shall	Any hole being drilled through the well casing for a pitless adapter be done with a hole saw or cutting torch.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(T)(2)(b)	Shall	All parts of a pitless adapter are to be removable from the top of the casing.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(T)(2)(b)	Shall	All parts of a pitless adapter to provide clearance in casing when removed.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(T)(2)(c)	Shall	Any excavation opened for the installation of a pitless adapter to be backfilled with clean clay or native soils.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-10(T)(2)(c)	Shall	Any void below the depth of the pitless adapter is to be filled with bentonite grout.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(T)(3)	Shall	Pitless adapters to be attached to thermoplastic casing to be installed in accordance with rule.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(T)(3)(a)	Shall	Pitless units are to be attached by threading and cemented to the well casing.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(T)(3)(a)	Shall not	Steel well casing extensions prohibited from being welded to thermoplastic casing.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(T)(3)(b)	Shall	Threaded connections are only to be used after the pitless unit or adapter has been attached to the well casing.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(T)(3)(c)	Shall	When pitless adapters are installed on thermoplastic well casing, the installation to be done in accordance with the manufacturer's instructions.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(T)(3)(c)	Shall	When pitless adapters are installed on wells that are deeper than 100 feet or that have a low static water level, a wide support strap to be installed to protect the integrity of the well casing.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-10(T)(4)	Shall	Finished height of well casing above grade to be 18 inches.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(T)(5)	Shall	The top of the well casing is to be cut flush so that a well cap will fit snugly and not leak.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(U)	Shall	Well caps to meet the water systems council requirements.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(U)(1)	Shall	All well caps to fit securely.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(U)(2)	Shall	Electrical conduit connections on well caps to be threaded.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(U)(3)	Shall	Wells on which a pitless adapter or pitless unit have not been installed are to be fitted with an approved well cap to protect against the entrance of contamination.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(U)(4)	Shall not	Well caps are to be free of holes except for those used on wells in floodplains or on wells where methane gas must be vented.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-10(U)(5)	Shall	Vents on wells other than point wells to comply with rule.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(U)(5)(a)	Shall	A casing vent to be provided on all well caps and seals except for some jet pump installations.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(U)(5)(b)	Shall	For drive point wells, the vent to be self draining.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(U)(5)(b)	Shall	For drive point wells, the vent to provide adequate air flow.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(U)(5)(c)	Shall	For well casings with inside diameters of 6 inches or less, the total vent surface area is to be no less than .75 inch.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(U)(5)(c)	Shall	For well casings with an inside diameter greater than 6 inches, the total vent surface area to be no less than 1 inch.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(U)(6)	Shall	Wells in 100 year floodplains to have water tight caps on casing which extends 3 feet above the floodplain elevation or vent.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-10(U)(6)	Shall	or wells in 100 year floodplains be fitted with a self-sealing type vent that seals when flooded.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(V)	Shall	Maintenance and modifications of wells to comply with rule.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(V)(1)	Shall	Well casing and the top of all wells to be protected at all times.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(V)(2)	Shall	If well casing deteriorates to the point it cannot be repaired, it will be replaced.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(V)(2)	Shall	or if well casing deteriorates to the point it cannot be repaired, the well will be sealed.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(V)(3)	Shall	If any part of a well's pump or distribution system fail, repairs will be made promptly.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(V)(4)	Shall	Wells to be disinfected in accordance with rule 3701-28-11 OAC after maintenance or repair.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-10(A)	Must	Property owner and private water systems contractor (PWSC) to take steps to guard against contamination entering the private water system well when it is being worked on.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(A)(1)	Must	Well driller (contractor) to ensure that borehole and annular space are covered at end of day to guard against contamination entering well.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(H)	Must	Liner pipes are to be installed in wells drilled into formations which are prone to collapse, incompetent, or weathered. Such pipe to meet the requirements of rule 3701-28-09 OAC.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(H)(1)	Must	The top of a liner pipe is to no deeper than 21 feet below the surface or above the static water level whichever is less, but shall never be less than 5 feet below the surface.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(H)(1)	Must	Liner pipe have a threaded connection at the top to facilitate its removal.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(H)(1)	Must	Liner pipe able to be removed to allow for cleaning, inspection, and maintenance.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(I)(1)	Must	An annular space to be uniform during construction.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-10(I)(1)	Must	Borehole stability to be maintained during construction to place grout seal.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(I)(6)	Must	Except when grouting by the dry driven method, the volume of grout used to seal an annular space it to be within 80 percent of the total volume of the annular space.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(I)(8)	Must	When an annular space is dry, a PWSC should give consideration to what type grout material and what method is the best to use.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10((L)(1)	Must	Dry pour grouting to be done in accordance with rule 3701-28-09(H).	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(M)(3)	Must	When dry driving steel casing, a starter hole wider than the diameter of the casing be used and no deeper than 5 feet is to be constructed.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(M)(4)	Must	Granular bentonite is to be mounded around casing.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(R)(2)	Must	When a well has been identified as producing saline water, the board of health is to initiate steps to cause mitigation of the production of the saline water within 90 days.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-10(T)(1)	Must	Pitless units connected to well casings are to extend 12 inches above grade.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(T)(2)	Must	Pitless adapters to be installed below the local frost line to protect against freezing by various methods.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(U)(2)	Must	Point on well caps where electric line goes in is to be sealed. Electric conduit connections at well cap to be threaded.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(H)(2)	May not	Liner pipe with holes not to be used as a screen.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(C)(4)	Require	Casing to extend to the top of the aquifer being used for water.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(C)(6)(c)	Require	Except for point wells, any well with less than 25 feet of casing but more than 15 feet of casing to have continuous disinfection installed.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-10(C)(6)(d)	Require	Wells with less than 15 feet of casing to have continuous disinfection and cyst reduction in compliance with rule 3701-28-15 OAC. No variance to this rule is allowed.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-11(B)	Shall	Requires the development of the well by the private water systems contractor upon completion of the well construction, alteration to minimize turbidity. Also alteration or repair work demands development of the well.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(B)(1)	Shall	Requirements for mechanical development of wells.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(B)(1)	Must	Requires any mechanical development using a chemical reaction to conform to NSF 61.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(B)(2)	Shall	Requirements for chemical development when used in conjunction with mechanical development procedures.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(B)(2)(a)	Shall	To be performed by a registered contractor.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(B)(2)(b)	Shall	Chemicals must meet NSF 60.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(B)(2)(b)	Shall	Chemicals must be used per manufacturers recommendations.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-11(B)(2)(b)	Shall	Chemicals must be used in a manner to prevent damage to pump, well or humans.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(B)(2)(b)	Shall	Acids to be inhibited and neutralized upon removal from well.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(B)(2)(c)	Shall	Dispersing agents only to be used when necessary.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(B)(2)(c)	Shall	Chlorine added to the mix water to prevent bacterial growth.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(B)(2)(c)	Shall	Dispersing agents to be flushed immediately from the well.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(C)	Shall	Upon completion of development of the well, the static water level shall be measured and recorded, and a pumping test shall be conducted	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(C)	Shall	Water discharged from a pumping test shall not be discharged into or onto household sewage treatment systems.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-11(C)	Shall not	Restricts the water discharged from a pump test to be discharged into a household sewage treatment system.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(D)	Shall	Disinfection materials requirements	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(D)(1)	Shall	Requirements for sodium hypochlorite used for disinfection.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(D)(1)	Shall not	Restricts the use of sodium hypochlorite with fragrance additives.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(D)(2)	Shall	Requirements for calcium hypochlorite used for disinfection.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(D)(3)	Shall not	Restricts the mixing of sodium hypochlorite and calcium hypochlorite with other chemicals the can cause and adverse reaction.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(D)(3)	Must	Mixing sodium and calcium hypochlorite with other chemicals must be done only manufacturer's directions.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-11(D)(5)	Must	All products used for disinfection, other than sodium hypochlorite and white vinegar, must conform with NSF standard 60 and must be designated as a well disinfectant or cleaning agent.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(E)	Shall	Requirements for disinfection of all wells upon completion of the construction or alteration with approved materials.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(E)(1)	Shall	Requires that the private water systems contractor perform disinfection upon complete of the work they perform.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(E)(2)	Shall	Requires the property owner to provide access and ensure that the entire private water system and all plumbing and fixtures are properly disinfected.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(F)	Shall	Sets the procedures for proper disinfection.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(F)(1)	Shall	Requires well development and removal of loose material for new construction.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(F)(2)	Shall	For alterations, the contractor must evaluate the need for development and method of cleaning prior to disinfecting.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-11(F)(3)	Shall	Requirements for determining the volume of disinfection solution needed for proper disinfection.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(F)(4)	Shall	Requires that authorized disinfectants are used as per manufacturer's requirements.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(F)(4)	Shall	Volume requirement for the first disinfection when sodium or calcium hypochlorite is used.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(F)(5)	Shall	Distribution requirements for the disinfectants in wells during the process.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(F)(6)	Shall	Retention time requirements for disinfection.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(F)(6)	Shall	Requirements for pH control during disinfection.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(F)(6)	Shall	Requires a minimum of 8 hour contact time for sodium and calcium hypochlorite disinfectants.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-11(F)(7)	Shall	Purging requirements following the disinfection process.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(F)(7)	Must	Requires that purged disinfectants placed into a sewage treatment system be minimized.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(G)	Shall	Requires that the property owner and the private water systems contractor ensures that the entire private water system is disinfected after receiving an unacceptable sample result.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(H)	Shall	Requirements for the enhanced disinfection process used by the private water systems contractor after two unacceptable sample results, an E. coli or primary pathogenic microorganism result, or the presence of an opportunistic bacteria.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(H)(1)	Shall	Requires a system evaluation by the private water systems contractor prior to performing the enhanced disinfection.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(H)(2)	Shall	Requirement to physically or chemically clean the well casing and borehole.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(H)(3)	Shall	Requirement to remove all debris, loose materials, and bacterial slimes.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-11(H)(4)	Shall	Requires the registered private water systems contractor to perform the enhanced disinfection with approved disinfectants.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(H)(6)	Shall	Requirement for all private water systems contractors to document all corrective work and disinfection procedures performed on a completion form.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(I)	Shall not	Restriction of the use of a continuous disinfection system without a board of health investigation showing the work was performed in compliance with the rules.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-11(J)	Shall	All water samples must be collected as required in OAC 3701-28-04.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(A)	Shall	Cisterns, reservoir tanks and hauled water storage tanks need to be watertight with a smooth clean interior surface	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(A)	Shall	Concrete tanks need to be made of materials and constructed in accordance within certain ASTM specifications.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(A)	Shall	Plastic and fiberglass tank materials need to meet a certain NSF standard.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-12(A)	Shall	Joints, connections and seams between components need to be sealed using non-toxic waterproof materials of a certain standard.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(B)	Shall	Cisterns, reservoir tanks, hauled water tanks construction design must be easily accessible for cleaning.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(B)	Shall	Partitions, baffles or similar structural features need to be constructed of nonabsorbent, easily cleanable materials, free of spalls, cracks or crevices.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(C)	Shall	Capacity size of cisterns and hauled water tanks need to be adequate to meet household needs.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(C)	Shall	New cisterns must have capacity of at least two thousand five hundred gallons.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(C)	Shall	New hauled water storage tanks need to be at least one thousand gallons is capacity when it is the private water system.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(D)	Shall	Characteristics of inlets for cisterns & hauled water tanks to minimize stirring up of solids	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-12(E)	Shall	Cistern, hauled water tank, reservoir tanks need to be set level at an adequate depth to prevent frost heave.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(E)	Shall	Bottom of excavation needs to be continuous, smooth and free of rocks.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(E)	Shall	Bottom of excavation needs to have minimum of four inches of material approved by manufacturer of tank.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(E)	Shall not	Tanks cannot bear on rock ledges.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(E)	Shall	Backfill needs to be free of any large stone or debris	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(E)	Shall	Backfill needs to be placed in accordance with manufacturer recommendations.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(E)	Shall	Earth cover needs to be graded to prevent water from standing over the cistern or hauled water tank.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-12(F)	Shall	Manholes and riser need to be sealed to the top of the cistern or hauled water tank.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(F)(1)	Shall	Concrete tanks need to have an opening at least twenty-four inches in size	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(F)(1)	Shall	Concrete tanks need to be constructed of same or comparable material as the cistern or hauled water tank.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(F)(2)	Shall	Plastic tanks need to have an opening at least eighteen inches in size.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(F)(3)	Shall	Manhole openings need to have watertight cover with edges projecting a minimum of eight inches above the level of surrounding surface.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(F)(3)	Shall	Edges of manhole or riser cover need to overlap the curb and project downward at least two inches.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(F)(3)	Shall	The covers need to be secured to minimize the danger of contamination, accidents and unwarranted entry.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-12(G)	Shall	Cisterns need to have an outlet drain or overflow pipe.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(G)	Shall	Cisterns and hauled water tanks outlet drains and overflow pipes need to be at least four inches in diameter and not be connected to any sort of waste pipe.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(G)	Shall	Outlet drains and overflow pipes need to be equipped with noncorroding animal guards with a maximum of 0.43 inches.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(H)	Shall	When utilized, vents need to be inverted and have specified protective design characteristics to keep pests from entering the tanks.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(H)	Shall	Vents and other openings need to be constructed and protected with non-corroding animal guards.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(I)	Shall	Fittings and couplings which extend through the walls or the cover of cisterns and hauled water storage tanks need to be cast in place.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(I)	Shall	Couplings need to be made of cast brass, fiberglass, galvanized cast iron or specialized flexible pipe.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-12(I)	Shall	Couplings need to be two piece friction clamps or longitudinally ribbed plastic to prevent turning in place.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(J)	Shall	Each cistern needs to have at least one above-ground roof washer/diverter and debris filtering device.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(J)	Shall	All roof areas being utilized for rainwater capture need to be protected by a roof washer.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(J)	Shall	All new roof washers need to be capable of automatically diverting the first ten gallons of rainfall runoff away from the cistern.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(J)(5)	Shall	The above-ground roof washer combination device needs to be provided with an above grade and easily removable debris trap with an opening at least 1/4 inch in size.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(J)(5)	Shall	Debris trap needs to be installed prior to filtering device and designed to entrap the larger debris before it enters the tank.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(J)(5)	Shall	Top of the roof washer device needs to extend above the ground at least eight inches and have outlets at least four inches.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-12(J)(5)	Shall	All collected rainwater needs to pass through the roof washer combination device before entering the cistern.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(J)(6)	Shall	Debris filter needs to have a capacity at least ten gallons for every fifteen hundred square feet of roof area	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(J)(6)	Shall	Each debris filter needs to have either several inches of one half inch to three quarters inch of washed gravel or an equivalent filtering media.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(K)	Shall	Fill-pipe and inlet size requirements for cisterns and hauled water tanks are specified	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(K)	Shall	Inlets need to be protected against contamination at all times	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(K)	Shall	Fill pipe needs to be equipped with a secured and watertight lid or cap.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(K)	Shall	Instances when an inlet from a the well needs protection from an airgap is specified.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-12(L)	Shall	Water intake device placement requirements for cisterns and hauled water tanks are specified.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(L)	Shall	Water intake characteristics for the pump in the cistern and hauled water storage tank are specified.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(L)(2)	Shall	Water intake pumps can be cast in place and need to be designed to maintain the required depth setting in water.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(M)	Shall	Cisterns required to have continuous disinfection	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(N)	Shall	Initial disinfection requirements for cisterns and hauled water storage tanks are specified.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(N)(1)	Shall	Any work performed on a cistern or hauled water tank needs to disinfect the private water system upon completion of their work.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(N)(2)	Shall	Owner of private water system needs to provide access to all components of the system including plumbing, for disinfection.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-12(N)(3)	Shall	Loose debris and sediment materials need to be removed from cisterns or hauled water tanks before a disinfection takes place.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(N)(3)(a)	Shall	The procedure for disinfection needs to include a solution of chlorine that is fifty milligrams per liter in strength.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(N)(3)(a)	Shall	The volume of disinfectant needs to be sufficient to disinfect entire private water system.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(N)(3)(b)	Shall	A solution of fifty milligrams per liter chlorine needs to be prepared in a storage container and sprayed on all surfaces of the tank for a period of fifteen minutes.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(N)(3)(b)	Shall	A solution of fifty milligrams per liter chlorine needs to be sprayed on all surfaces of the tank for a period of fifteen minutes.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(N)(3)(b)	Shall	A second solution of fifteen milligrams per liter of chlorine needs to be circulated through the water supply system and distribution lines.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-12(O)	Shall	Rainwater cisterns and hauled water tanks when no longer in use need to be decommissioned.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-13(A)	Shall	Spring water to be continuously disinfected.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(B)	Shall	Location of spring not to be exposed to flooding.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(B)	Shall	Set requirements for spring placement.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(B)(1)	Shall	An area 200 feet upslope of a spring, or to the top of the hill, and 50 feet down slope to be under the control of the spring/property owner.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(B)(1)	Shall not	Area surrounding spring shall not be used for any purpose which may contaminate the spring.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(B)(2)	Shall not	The spring outlet to not be in the 100 year flood plain.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(C)	Shall	A diversion ditch to be dug above the spring.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-13(C)	Shall	Diversion ditch discharge to be no closer than 25 feet and be downslope from spring.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(D)	Shall	A watertight spring box to be constructed of concrete.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(D)	Shall	Spring box constructed to meet ASTM C913.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(D)	Shall	Plastic or fiberglass tanks to meet NSF 61 or approved by ODH.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(D)	Shall	All joints to be sealed with nontoxic waterproof material meeting NSF standard 61.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(E)	Shall	Spring box to have a secure and watertight cover.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(E)	Shall	Manhole required to be 24 inches for concrete tanks and 18 inches for plastic tanks.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-13(E)	Shall	Manhole covers required to have watertight curb with edges a minimum of 8 inches above the surface.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(E)	Shall	Manhole cover edges must overlap the curb and extend downward at least 2 inches.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(E)	Shall	Spring box or manhole cover must be secure.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(F)	Shall	A gravity or powered drain system to be provided to empty the spring box as needed.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(F)	Shall	Drain system discharge to be protected from freezing and screened to guard against entrance by animals.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(G)	Shall	An screened overflow to be installed on the spring box just below the high water level.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(G)	Shall	Overflow pipe and other openings must have screens to prevent entrance of animals, insects, and other contamination.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-13(H)	Shall	Spring box inlet to be located higher than the drain line.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(H)	Shall	Spring box inlet to be screened.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(I)	Shall	Pipe used to intercept spring discharge or shallow ground water to meet NSF standard 61-2016 or be approved by ODH.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(J)	Shall	All joints, connections or seams to be sealed with nontoxic waterproof materials meeting NSF standard 61-2016 or be approved by ODH.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(K)	Shall	Spring boxes are to be disinfected after any construction, repair, or alteration work has been done.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(K)(1)	Shall	The registered private water systems contractor is responsible for disinfecting the system after performing any work.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(K)(2)	Shall	The owner of the water system is responsible for providing access to the water system so it may be disinfected prior to putting the system into use as a source of potable water.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-13(K)(3)(a)	Shall	Disinfection of a spring box done by first removing all debris, sediment, etc. are to be removed from the spring box.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(K)(3)(b)	Shall	A solution of 50 mg/l of chlorine to be prepared in storage container.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(K)(3)(b)	Shall	A solution of 50 mg/l of chlorine may be used to disinfect the spring box and all other storage and pressure tanks, plumbing and fixtures.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(K)(3)(c)	Shall	Also acceptable is the spraying of a 250 mg/l solution of chlorine in water onto the surfaces of a spring box for 15 minutes.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(K)(3)(d)	Shall	Disinfection solution to be used to rinse all sides of the storage tank and spring box.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(K)(3)(d)	Shall	Disinfection solution to be circulated through the systems piping system.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-13(L)	Shall	All springs that are no longer being used to supply potable water to be decommissioned per rule 3701-28-17(D)(7) OAC.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-14(A)	Shall	The use of ponds as a private water systems is at the discretion of the board of health only when groundwater is inadequate or groundwater is unacceptable due to contaminants, and the property can meet all the requirements.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(A)	Shall not	Restriction to use a pond as a private water supply if public water is accessible to the property.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(B)	Shall not	Surface water sources where there is no control of the water source cannot be used as a private water system.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(B)	Shall not	Board of health cannot consider any variance for the use of surface water from an unapproved source.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(C)	Shall	The property owner must be in control of the pond and watershed.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(C)	Shall	The watershed for a pond must be under one deed with the dwelling being supplied by the pond.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(C)	Shall	If the watershed is not on the same deed as the dwelling, other private water sources must be considered.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-14(C)	Shall not	Board of health cannot consider a variance for the watershed requirements.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(D)	Shall	The pond must be located in compliance with the isolation distance requirements in OAC 3701-28-07.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(D)	Shall	Establishes the criteria that all ponds used as a private water systems source must meet.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(D)(2)	Shall	Requires permanent vegetative growth in the watershed.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(D)(3)	Shall	Requires the watershed to be free of all sources of contamination.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(D)(4)	Shall not	Restricts the watershed from being used as a pasture.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(D)(5)	Shall	Requires the owner to prevent livestock from enter the watershed area.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-14(D)(6)	Shall not	Restricts the pond from being used as a recreational area.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(D)(7)	Shall	Requires the minimum distance of 10 feet from the nearest building.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(D)(8)	Shall	Requires the pond to be protected from unsuitable surface water by use of diversion ditches or other similar devices.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(E)	Shall	Additional plans required to be submitted with the permit application to the board of health for all pond constructions and alterations for the use as a private water systems source.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(E)	Shall	Required criteria for the pond and watershed designs.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(E)(1)	Require	Board of health may require a professional engineer or soil scientist to submit watershed plan.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(E)(1)	Shall	Watershed must be of sufficient size for pond recharge.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-14(E)(2)	Shall not	Field drain tiles and drainage ditches cannot be used to recharge a pond.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(E)(2)	Shall not	Pond recharge must not come from any type or portion of water or wastewater discharge or gray water systems.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(E)(4)(a)	Shall	Sampling faucet requirement for well for filling ponds.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(E)(4)(b)	Shall	Well used for filling ponds must meet compliance with rules if being converted for direct use as a water supply.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(E)(5)	Shall	Requires that pond sealing materials and liners be made of bentonite or native clay materials and conform with NSF standard 61.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(E)(6)	Shall	Ponds between 1/4 or 1/2 acres in surface area must have more than 50% of the available pond area at 8 foot deep.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(E)(6)	Shall	Ponds greater than 1/2 acres in surface area must have at least 25% of the available pond area at a minimum depth of 8 foot.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-14(E)(7)	Shall	Pond side must have a minimum of 2:1 slope.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(E)(8)	Shall	The minimum width of a pond dam must be 8 feet.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(E)(8)	Shall	The slide slopes of a pond dam must be no greater than 3:1 slope on the dry side and 2:1 slope on the wet side..	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(E)(9)	Shall	One or more spillways are required.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(E)(9)	Shall	Spillways must allow water to pass safely without causing damage to the pond dam or structure.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(E)(9)	Shall	Spillway construction must be compliant with OAC 1501:25-3-11.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(F)	Shall	Pond size must be of adequate size for the intended household.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-14(F)	Shall	Ponds must have a minimum surface area of 1/4 acrea.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(G)	Shall	Specifies the requirements for the pond water intake.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(G)(1)	Shall	Intake must be attached to a flotation device located in the deepest part of the pond.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(G)(1)	Shall	The intake must be suspended between 18 and 36 inches below the water surface.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(G)(1)(a)	Shall	Sets the specifications of the intake filter material or screen.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(G)(1)(b)	Shall	The intake must be connected to a minimum of a 1-1/4 inch flexible pipe to the waterline.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(G)(1)(b)	Shall	The flexible pipe water line must pass through the bank to be protected from freezing or pass through the dam and protected by a sleeve.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-14(G)(2)	Shall not	A cased pond intake shall not be deeper than the deepest portion of the pond.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(G)(2)	Shall not	Restricts a cased pond intake when there is a risk of contaminating an aquifer from the inflow of the pond water.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(H)	Shall	Antiseep collars are required for installed intake and spillway inlets passing through a dam.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(I)	Shall	Requires continuous disinfection and filtration for all pond water as required in OAC 3701-28-15.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(J)	Shall	For all altered or repaired ponds, continuous disinfection and filtration must comply with the requirements in OAC 3701-28-15.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(K)	Shall	A written service contract is required, between the property owner and private water systems contractor, for the continuous disinfection and filtration system for the life of the system.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(K)	Shall	Copy of written contract kept at local health department.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-14(K)	Shall	Initial written service contract to be no less than 2 years.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(L)	Shall	Sets the minimum turbidity allowed for the pond water.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(L)	Shall	Sets the requirements of the private water systems contractor is the turbidity of the pond water is greater than 1 NTU.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(M)	Shall	A pond private water systems must be disinfected prior to the use for human consumption.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(M)(1)	Shall	Requires the private water systems contractor to disinfect the portion of work they perform.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(M)(2)	Shall	Requires the property owner access to the private water system to ensure that all components are disinfected including the plumbing.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(M)(3)(a)	Shall	Requires all debris, loose materials, and bacterial slime is removed from the water storage tanks prior to disinfection.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-14(M)(3)(a)	Shall	Requires a minimum of a 50 ml/l of chlorine be prepared in a container.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(M)(3)(b)	Shall	Requires a sufficient volume of disinfect solution be used to disinfect the storage and pressure tanks.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(M)(3)(b)	Shall	Requires the circulation of the disinfectant material through the water system distribution lines.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(N)	Shall	All valves must be protected from freezing and easily accessible for servicing.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(O)	Shall	All water treatment components shall be protected from the weather, freezing, and contamination and be accessible for inspection, cleaning, and service.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(O)	Shall	All water treatment components shall be installed above ground and housed in an enclosed area unless installed in a basement.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-14(P)	Shall	A pond shall be decommissioned as a private water system if no longer used as the primary water source for a private water system.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-15(A)	Shall	All private water systems that utilize continuous disinfection and continuous filtration need to conform to all the requirements of this rule.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(B)	Shall	All water treatment components need to be protected from weather, freezing and contamination.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(B)	Shall	All water treatment components need to be stored above ground and housed in an enclosed area.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(C)	Shall	All filtration and disinfection systems need to be designed to operate during peak demand	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(D)	Shall	Labeling responsibilities and requirements of the contractor are specified for continuous disinfection equipment	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(D)	Shall	All disinfection tanks and components must be legibly labeled.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(E)	Shall	The types of private water systems that must have continuous disinfection are specified. Conditions with where wells having less than 25ft of casing are specified and required to have continuous disinfection.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-15(E)(6)	Shall	Continuous disinfection is required for all wells cased 15 feet or greater if the microbiological contamination level is exceeded and the well construction is determined to be in compliance with the rules.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(F)	Shall	Private water systems with UV for continuous disinfection and pond filtration systems must comply with OAC 3701-28-15(J).	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(F)	Shall	Springs, cisterns, and wells with less than 15 feet of casing must have cyst reduction filters.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(F)	Shall	Systems that use UV for continuous disinfection must have 5 micron sized filters installed.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(G)	Shall	Sampling faucet placement requirements are specified.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(H)	Shall	Specified requirements for cyst reduction filter.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(H)(1)	Shall	Cyst reduction filters to be installed to ensure minimum flow rate.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-15(H)(1)	Shall	Multiple cyst reduction filters to be installed in parallel in order to ensure minimum or greater flow rates.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(H)(2)	Shall	Cyst reduction housing to be labeled.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(I)	Shall	Pond water systems need to have a granular activated carbon filter at the end of the filtration treatment train	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(J)	Shall	All pond water systems are required to have continuous filtration utilizing a slow sand filter, pressurized rapid sand filter or a pre-coat filter.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(K)	Shall	Continuous disinfection methods need to be measurable.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(K)	Shall	Specified requirements for continuous disinfection methods.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(K)(1)	Shall	Continuous disinfection chemicals must be readily available.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-15(K)(2)	Shall	Continuous disinfection chemicals residual must be measurable.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(K)(3)	Shall	UV disinfection must be measurable.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(K)(4)	Shall	Disinfection and filter systems must be designed for peak use demands.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(L)	Shall	Disinfectants need to be applied prior to the pressure tank or retention tank.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(L)(1)	Shall	Verbiage requirements for labels on retention tanks when chlorine or iodine are used as disinfectants is specified.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(L)(2)	Shall	Retention tank requirements are specified in regards to size, capacity and labeling.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(L)(2)(a)	Shall	Requires retention tank labeling.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-15(L)(2)(b)	Shall	Contact tank size requirements.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(L)(2)(c)	Shall	Sizing of contact tank also dependent on ensuring 8 minutes of contact time when using at peak demand.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(M)	Shall	Chlorination disinfection requirements	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(M)(1)	Shall	Sufficient chlorine added to satisfy demand.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(M)(2)	Shall	Contact time value must be greater than 4.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(M)(3)	Shall	Free chlorine residual must be a minimum of 0.4 part per million after 8 minutes contact time.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(N)	Shall	UV disinfection device must meet NSF 55 Class A standard.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-15(N)	Shall	UltraViolet Class A must be installed per manufacturer's requirements.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(N)	Shall not	Ultraviolet Class B cannot be used at all to disinfect a private water system	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(N)	Shall	Set requirements for UV disinfection systems.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(N)(1)	Shall	UV disinfection systems must have a automatic shut-off or warning device.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(N)(2)	Shall	The water must be pre-treated prior to entering the UV Class A device.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(N)(2)	Shall	UV Class A device must be installed after a water softener.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(N)(3)	Shall	An absolute filter of 5 micron or less must be installed prior to the UV Class A device.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-15(N)(4)(a)	Shall	Where servicing more than one dwelling and a UV disinfection system is the primary treatment, continuous disinfection to be installed to maintain a chlorine residual of 0.2 milligrams per liter in distribution lines.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(N)(4)(b)	Shall	Where servicing more than one dwelling and a UV disinfection system is the primary treatment, Class A UV device to be installed in each dwelling after each service connection.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(N)(5)	Shall	When a UV Class A system is used for a pond, Chlorine or iodine or ozone must be included in the disinfection and filtration system.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(O)	Shall	When iodine is used as a disinfectant, the CT value and disinfectant residual requirements are provided.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(O)(1)	Shall	When iodine disinfection is used, sufficient iodine shall be added to satisfy the demand.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(O)(2)	Shall	The CT value for iodine must be 10.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(O)(3)	Shall	Free iodine residual shall be between 0.5 and 1.0 mg/l.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-15(P)	Shall	When ozone is used as a disinfectant, it needs to be generated via corona arc discharge.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(P)(1)	Shall	When ozone disinfection is used, sufficient ozone shall be added to satisfy the demand.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(P)(1)	Shall	CT value requirement for ozone is provided	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(P)(2)	Shall	Method by which ozone meets the water is specified.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(P)(3)	Must	The minimum amount of detectable ozone residual is specified	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(P)(4)	Shall	Preventative measures to prevent ozone from leaking into the house are specified	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(P)(5)	Shall	Ozone generators need to have flow meters	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-15(P)(6)	Shall	Ozone generation chambers need to be made of stainless steel or comparable material	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(P)(7)	Shall	Corona arc indicator light is needed for ozone generator	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(Q)	Shall	All filter systems need to have a backflow prevention device or air gap installed to protect the water supply.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(R)	Shall	Slow sand filters and filter components need to meet specific design characteristic and construction standards	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(R)(1)	Shall	Slow sand filter tanks must be watertight and durable and have relatively smooth, clean interior surfaces.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(R)(1)	Shall	Filter tanks for slow sand filters must meet the requirements in OAC 3701-28-12.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(R)(2)	Shall	Sealing requirements for all joints, seems and connections are specified.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-15(R)(3)	Shall	Requirements for the lower portion of the distributions system are provided.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(R)(4)	Shall	Components must be replaceable through manhole cover	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(R)(5)	Shall	Requires washed sand and gravel for slow sand filters.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(R)(5)	Shall	Characteristics and size of washed sand and gravel and are specified.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(R)(5)	Shall not	Beach sand restricted from use in slow sand filters.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(R)(5)	Shall	Sand sizing requirement for slow sand filters.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(R)(5)	Shall not	Sand uniformity coefficient not to be greater than 2.5.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-15(R)(5)	Shall	Only round gravel to be used to support the filter sand.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(R)(5)	Shall	Round gravel will be in atleast three layers to prevent mixing.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(R)(6)	Shall	One inch gravel to be placed six inches thick below the one-half inch gravel.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(R)(6)	Shall	One-half inch gravel to be placed three inches thick below the three-eighths inch gravel.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(R)(6)	Shall	Three-eighths inch gravel to be placed three inches thick below the sand.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(R)(6)	Shall	Sand to be placed from the surface to a minimum depth of thirty inches.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(R)(7)	Shall	Maximum water filtration rate is specified.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-15(R)(8)	Shall	Minimum filter size dimensions based on proposed usage referenced in chart.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(S)	Shall not	Rapid sand filter cannot solely be used for cyst reduction	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(S)	Shall	Set requirements for rapid sand filters.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(S)(1)	Shall	Pressurized rapid sand filters need to chemical coagulation that can adjust to pond water change, include specifically sized micron filters.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(S)(1)(a)	Shall	Requires chemical coagulation adjustment for pond water changes.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(S)(2)	Shall	Cartridge housing filters need to be labeled	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(S)(3)	Shall	Only specific coagulation chemical can be used.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-15(S)(4)	Shall	Rapid sand filter bed depth and size of particles are specified. The tank must be labeled.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(S)(4)	Shall	Sets sand size for rapid sand filter.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(S)(4)	Shall not	Rapid sand filter sand uniformity coefficient no greater than 2.5.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(S)(4)(b)	Shall	Requires labeling filter media tank.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(S)(5)	Shall	Service flow rates need to be set for an adequate flow to meet demand.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(S)(5)	Shall not	Service flow rates cannot exceed manufacturer specifications.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(T)	Shall	Set requirements for Pre-coat filters.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-15(T)(1)	Shall	Precoat filters need to be diatomaceous earth	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(T)(2)	Shall	Size of the pre-coat layer is specified	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(T)(3)	Shall not	Design filtration rate is specified	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(T)(4)	Shall	Size of the filter must meet usage demand needs	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-15(U)	Shall not	Mechanical in-line cartridge filters cannot be used instead of meeting the specified design requirements of the entire rule.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-16(A)	Shall	All water haulers to comply with rule. Will obtain water from an approved public water source and ensure a free chlorine residual of 0.2 milligram per liter at time of delivery.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-16(A)	Shall	Water haulers obtain water from an approved public water source.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority

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3701-28-16(A)	Shall	Water haulers to ensure a free chlorine residual of 0.2 milligram per liter at time of delivery.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-16(B)	Shall	Outlet connections to be protected from contamination.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-16(C)	Shall	All water haulers to register annually with board of health of county where their business is located. Those located out of state to register with board of health in county they make their first delivery in during the year.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-16(C)	Shall not	All water haulers to register with board of health before they make their first delivery in during the year.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-16(C)	Shall	All water haulers located out of state to register with board of health in county they make their first delivery in during the year.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-16(C)(1)	Shall not	Registrations not transferable.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-16(C)(1)	Shall	Registrations expire on December 31 of each year.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority

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3701-28-16(C)(2)	Shall	Water haulers who do not deliver all year round to be inspected and registered before they do any delivery work.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-16(C)(3)	Shall	Board of health to provide a list of all registered water haulers to ODH by March 1 of each year.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-16(C)(3)	Shall	Requirements for Board of health to provide a list of all registered water haulers to ODH registering after March 1 of each year.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-16(C)(4)	Shall	List to include all contact information and the number of vehicles used to haul water.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-16(D)	Shall	All vehicles and equipment to be inspected by board of health annually.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-16(D)	Shall	Board of health to establish an inspection fee for one annual inspection per vehicle.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-16(F)	Shall	All delivery vehicles to meet requirements of rule.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority

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3701-28-16(F)(1)	Shall not	Will not have been previously used to haul noxious, hazardous, or toxic substances or liquids.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-16(F)(2)	Shall not	Will not be used to haul surface water.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-16(F)(3)	Shall	Shall be maintained in a clean and sanitary condition at all times.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-16(F)(4)	Shall	Display the business name and phone number on the vehicle.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-16(F)(7)	Shall	All piping, valves and hoses to conform to NSF standard 61 2016 and be easily cleanable.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-16(F)(8)	Shall	All inlets and openings to be protected from contamination.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-16(F)(8)	Shall	All inlets and openings to be kept closed when not in use.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-16(F)(9)	Shall	Outlet connections to be constructed and protected to prevent contamination.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-16(F)(9)	Shall	Prevention from contamination to be provided at all times.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-16(F)(10)	Shall	Flexible pipe connector ends are to be protected at all times from contamination.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-16(F)(11)	Shall	Vehicles and tanks used to haul potable water may also haul milk and food grade liquids.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-16(F)(11)	Shall not	Vehicles and tanks restricted from hauling any substances other than potable water, milk, or food grade liquid.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-16(F)(12)	Shall	Water haulers are to have testing equipment to monitor the free chlorine residual level of water in tank.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-16(F)(12)	Shall	Water haulers must test tanks of water that are delivered.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-16(F)(12)	Shall	Water haulers to have chlorine available to add as needed to maintain a level of 0.2 mg/l free chlorine.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-16(F)(13)	Shall	Water haulers to maintain written record of all deliveries including the source of the water,	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-16(G)	Shall	Schedule for the required cleaning and disinfection of all water contact surfaces.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-16(H)	Shall	All hauled water to have a minimum free chlorine residual of 0.2 mg/l. Hauled water in not to have a free chlorine residual above 4.0 mg/l.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-16(F)(5)(b)	Must	Aluminum used in the construction of tanks and other containers to be a grade listed in NSF standard 51-2014.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-16(F)(6)	Must	All tanks to be constructed so that the entire interior can be easily cleaned and disinfected. No toxic metals to be used in the construction.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(A)	Shall	Requires sealing or decommissioning of all private water systems no longer providing water for human consumption.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-17(B)	Shall	Requires test wells to be sealed permanently or converted to meet compliance as a private water system.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(B)	Shall	Test wells construction or sealing need to comply with rules of this chapter.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(C)	Shall	Requires dry holes to be sealed within 10 days or converted to meet compliance with the requirements in OAC 3701-28-17(B).	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(C)(1)	Shall	Require dry holes converted for geothermal use to have primary casing when determined as a dry hole.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(C)(2)	Shall	Requires dry holes and test wells being converted to geothermal systems to be completed within the remaining permit period.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(D)	Shall	Requires that all private water systems that is not the primary source of water to be sealed or decommissioned within 30 days or meet certain conditions.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(D)(3)	Must	Requires a well being kept to have the ability to be tested, sampled, and the presence of an operating pump system, and have a well log, downhole camera survey, dye test, or an assessment by a registered private water systems contractor.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-17(D)(4)	Must	Specifies the requirements for keeping a cistern or hauled water storage tank as a nonpotable water source.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(D)(5)	Shall not	Restricts plastic tanks from being used as a room.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(D)(5)	Shall	Specifies the conditions of using a cistern or hauled water storage tank as a structure.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(D)(5)(a)	Shall	Empty of accumulated water.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(D)(5)(b)	Shall	Disconnected from all water connected water systems	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(D)(5)(c)	Shall	Disconnect from all distribution system components and equipment.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(D)(5)(d)	Shall	Specifies the conditions of using a cistern or hauled water storage tank as a structure.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-17(D)(6)	Shall	Specifies the requirements for decommissioning a cistern or hauled water storage tank.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(D)(6)(a)	Shall	Cisterns and hauled water tanks to be decommissioned need to be disconnected from the distribution system and all equipment and plumbing.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(D)(6)(b)	Shall	Disconnect all water collection systems.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(D)(6)(c)	Shall	Emptied of all accumulated water.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(D)(6)(d)	Shall	Render structure non-watertight to prevent accumulation of water.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(D)(6)(e)	Shall	Removed when possible, if it's a plastic tank	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(D)(6)(f)	Shall	Completely filled with inert solid material to prevent collapse.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-17(D)(7)	Shall	Specifies the requirements for decommissioning a spring.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(E)	Shall	Requirement for a completion form to be submitted for all decommissioned private water systems with the exception of a well.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(F)	Must	Requires backflow prevention devices when a private water system is kept when public water is installed.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(G)	Shall	Deems that the property owner is responsible for sealing a well or decommissioning another private water system that is no longer in use as a private water system.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(H)	Shall	Requires the private water systems contractors to seal or decommission a private water system that was improperly located or constructed.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(I)	Shall	Requires a registered contractor to evaluate a private water system prior to sealing or decommissioning.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(J)	Shall	Requires that only sealing materials approved in OAC 3701-28-09 be used to seal private water systems, test wells, and dry holes.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-17(K)	Shall	Sets te requirements for sealing wells, dry holes and test wells.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(K)(1)	Shall	Requires that pumps that cannot be removed from a well be pushedd to the bottom of the well before sealing.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(K)(2)	Must	Requires the ability to grout the annular space if casing or liner is left in place during sealing.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(K)(3)	Shall	Specifies the conditions when overdrilling wells is required.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(K)(4)	Shall	Specifies how sealing materials be placed in wells being sealed.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(K)(4)(a)	Shall	Requires grout slurry to be placed in a well from the bottom upwards to the top of the well.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(K)(4)(c)	Shall	Requires concrete, coarse grade bentonite or pelletized bentonite to be used as a sealing material when the depth to the aquifer is unknown.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-17(K)(4)(d)	Shall	Sets the procedural requirements for sealing a well by dry pouring coarse grade or pelletized bentonite.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(K)(4)(d)(i)	Shall	Coarse or pelletized bentonite to be poured slowly from the top of the well.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(K)(4)(d)(i)(a)	Shall	Coarse or pelletized bentonite to be poured over a wire mesh.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(K)(4)(d)(i)(b)	Shall	Coarse or pelletized bentonite to be poured slowly fat a continuous specified rate.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(K)(4)(d)(i)(c)	Shall	Pouring to be halted to check for bridging.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(K)(4)(d)(i)(c)	Shall	Tampering device to be used to break bridging.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(K)(4)(d)(ii)	Shall not	Restricts the use of fine bentonite particles from being used in the dry pour sealing method.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-17(K)(4)(c)	Must	Requires that no mixing of aquifers occurs.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(K)(4)(d)	Must	Hydrating of bentonite required when borehole or well is dry.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(K)(5)	Shall	Requires that a well sealing with a bentonite slurry be assessed a minimum of 12 hours after the sealing occurred.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(K)(5)	Shall	Requires adding additional grout if settling occurs after sealing with a bentonite slurry.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(K)(6)	Shall	Requires the volume of sealing material to be no less than 80% of the total volume of the well.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(K)(7)	Shall	Requires well casing to cut off a minimum of 2 feet below the ground surface when sealing.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(K)(8)	Shall	Specifies the requirements of removing a well pit.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-17(K)(9)	Shall	Specifies the requirements for filling the remaining 2 feet of a well to the ground surface.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(K)(10)	Shall	Requires the submittal of a sealing report to the Board of Health, ODNR, the property owner, and a copy retained to the private water systems contractor.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(L)	Shall	Specifies the requirements for sealing a shallow point well.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(L)(1)	Shall	Requires the entire length of the shallow point well to be removed when being sealed.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(L)(2)	Shall	Specifies the excavation requirements around a point well.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(L)(2)	Shall	Specifies the sealing material requirements when being sealed.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(L)(2)	Shall	Bentonite needs to be hydrated with five gallons of water per fifty pound bag.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-17(L)(3)	Shall	Sets the requirements for the remaining excavation for sealing a shallow point well.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(L)(4)	Shall	Requires the submittal of a sealing report to the Board of Health, ODNR, the property owner, and a copy retained to the private water systems contractor.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(M)	Shall	Specifies the requirements for sealing a well with multiple aquifers.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(M)(1)	Shall	Requires pressure grouting of concrete when sealing a well with multiple aquifers.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(M)(3)	Shall	Requires the multiple aquifer well to be sealed from the upper most aquifer to the ground surface with cement grout, when the construction details and geological data is available.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(N)	Shall	Sets the requirements for sealing dug wells.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(N)(1)	Shall	Requires the removal of all debris in a dug well.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-17(N)(2)	Shall	Top 3 feet of dug well casing shall be removed.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(N)(2)	Shall	Must be excavated 6 inches from original borehole.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(N)(2)(a)	Shall	Entire depth of well must be filled with specified materials.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(N)(2)(b)	Shall	Specifies that method to seal a dug well.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(N)(2)(b)(i)	Shall	Gravel must be placed in the producing zone of well.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(N)(2)(b)(i)	Shall	Remainder of well to be filled with sealing material to depth of 15 feet.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(N)(2)(b)(ii)	Shall	One foot of sealing material between 14-15 feet.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-17(N)(2)(b)(iii)	Shall	One foot of sealing material at top where casing removed.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(N)(2)(b)(iii)	Shall	Sealing material to extend the additional 6 inches per side of the borehole.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(N)(2)(b)(iii)	Shall	Hydrate bentonite for 5 minutes if poured dry.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(N)(2)(b)(iv)	Shall	Top borehole with clean clay or native materials.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(O)	Shall	Sets the requirements for sealing bucket auger wells.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(O)(1)	Shall	Requires bucket auger wells to be sealed from 15 feet below ground surface upward to the ground surface.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(O)(2)	Shall	Requires that all casing, pipe, and gravel pack be removed to a depth of 15 feet.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-17(O)(3)	Shall	Requires the remaining borehole to be filled with concrete, coarse grade or pelletized bentonite.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(O)(4)	Shall	Requires the surface to be graded to ensure drainage away from the well.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(P)	Shall	Sets the requirements for sealing flowing wells.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(P)(1)	Shall	Sets the casing and grouting requirements for sealing flowing wells.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(P)(1)(d)	Shall not	Restricts bentonite slurries for sealing flowing wells.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(P)(1)(a)	Shall	Requires pressure grouting of concrete or cement for sealing flowing wells.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(P)(1)(c)	Shall	Allow to cement or concrete to set up.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-17(P)(1)(d)	Shall not	No bentonite slurries for flowing wells.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(P)(2)	Shall	Sets the requirements for flowing wells where the hydrostatic head is too high for a casing extension.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(P)(2)(a)	Shall	Requires the use of an inflatable packer to restrict the water flow.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(P)(2)(a)	Shall	Requires pressure grouting of concrete or cement through and to the packer.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(P)(2)(a)	Shall	Remove the packer.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(P)(2)(a)	Shall	Pressure grout remaining borehole.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(P)(2)(b)	Shall	Use of shut-in device to prevent flow.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-17(P)(2)(b)	Shall	Use of conductor pipe through shut-in device.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(P)(2)(b)	Shall	Pressure grout using the conductor pipe through the shut-n device.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(P)(2)(c)	Shall	Pressure grout using cement grout from top of gravel to surface.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(P)(2)(d)	Shall	Requires cemetn grout slurries.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(P)(2)(d)	Shall	Placement as required in OAC 3701-28-09(F).	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(P)(2)(d)	Shall	Appropriate placement techniques required.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(Q)	Shall	Sets the requirements for sealing wells that are drilled through fractural or cavernous formations.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law

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3701-28-17(Q)(1)	Shall	Requires the determination of the depth and thickness of the fractured, cavernous zone and the requirements for sealing..	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(Q)(1)(a)	Shall	Sealing below the fractured zone when a cavernous zone or mine shaft is greater than 25 feet below ground surface.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(Q)(1)(a)	Shall	or device to be used at top of cavern or shaft to seal above the cavern or mine shaft.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(Q)(1)(a)	Shall	or cavern or shaft filled with gravel and sealed to the surface.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(Q)(1)(b)	Shall	When cavern or mine shaft is less than 25 feet, sealing with cement grout.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-17(Q)(2)	Shall	Sets the requirement for grouting for a well in a fractured or cavernous formation.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-18(A)	Shall	Annual registration is mandatory for private water system contractors doing business in the state.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority

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3701-28-18(A)(2)(b)	Require	Specifies circumstance where registration is not required of a private water systems owner.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(A)(2)(c)	Shall	Persons that are exempt from registration need to comply with all rules of the chapter.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(A)(3)	Shall	Registration for property owners is required when performing work on their property when they are drilling a well on a property rental on which they don't live.	ORC 3701.344 / ORC 3701.347	Yes, state law	Yes, state law
3701-28-18(A)(4)	Shall	Registration is needed for property owners doing certain types of work on properties where they don't reside.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(A)(5)	May not	Specifies circumstances where direct supervision does not have to be physically on job site.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(A)(6)	Shall	Persons completing work on a private water system without registration must cease.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(B)(1)	Shall	Applications for registration are annually required on specified forms	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority

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3701-28-18(B)(1)	Shall	Applications must include specific information and forms. Designations for how bond monies are directed are specified in the event of a bond claim.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(B)(1)(d)	Shall	Conditions for when bond amount requirements are twenty thousand dollars are specified	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(B)(1)(d)	Shall	Applicants with a valid bond claim made against them must have a twenty thousand dollar bond.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(B)(1)(d)	Shall	A contractor that lets their registration lapse for more than twelve months is considered a new registrant.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(B)(1)(e)	Shall	Surety bond will run to the state as obligee.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(B)(1)(e)	Shall	Surety bond is the benefit of aggrieved party	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(B)(1)(e)	Shall	The bond will provide that the aggregate liability of the surety for any and all breaches of the conditions of the bond	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority

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3701-28-18(B)(1)(e)	Shall	The penal sum of the bond cannot exceed the amount for the year of registration.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(B)(1)(g)	Must	Private water system contractors need to submit proof of completion of at least six continuing education credit hours during the previous calendar year in order to register as a contractor.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(B)(2)	Shall	An applicant which is a partnership, corporation or other business association, needs to designate one partner, officer or director	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(B)(2)	Shall	The designee needs to register on the partnership, corporation or business association's behalf.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(B)(2)	Shall	The designee is responsible for ensuring compliance with the chapter.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(B)(4)	Shall	Applicants that have been notified by the director that their application submission is incomplete, has thirty days to submit it.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(B)(4)	Shall	After the thirty days, any renewal or new registrants will need to submit a new application packet and another non-refundable application fee.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority

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3701-28-18(C)(1)	Shall	Private Water System contracts need to submit their applications & fees by the last calendar day of each year.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(C)(1)	Shall	The department needs to conduct a review to determine if application is complete and if outstanding violations/bond claims exist.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(C)(1)(a)	Shall	If the department determines that the application is complete, then the application shall be furnished with a valid registration.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(C)(1)(b)	Shall	If the department determines the application is incomplete the applicatn must be notified.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(C)(1)(c)	Shall	If the department determines that a bond claim or outstanding violations exist for greater than a six-month period, the applicant cannot be granted registration until the corrective measures are taken.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(C)(2)	Shall	Applicants that are partnership, corporation or other business associations are the registrants, not the representatives.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(C)(2)	Shall	The registrant must notify the department of health in writing when the representative changes.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority

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3701-28-18(C)(3)	Shall	If a renewal application is received on/before the last day of December, the registration is still valid until the new registration is granted or denied by the director.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(1)	Shall	Registration bonds need to be in the applicant's name.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(1)	Shall	Registration bonds need to include a certificate from the superintendent of insurance	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(2)	Shall	Registrant needs to submit a new bond within ten days of existing bond being cancelled.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(2)	Shall	Surety company needs to give ninety day notice to department of health prior to effective cancellation date.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(3)	Shall	Private water system contractor cannot perform work on a private water systems without a valid registration bond.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(3)	Shall not	Private water system contractors cannot perform work until a replacement bond is obtained.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority

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3701-28-18(D)(5)(a)	Shall	Before filing a bond claim, aggrieved party must notify contractor who performed work and the local health department	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(5)(b)	Shall	The board of health needs to investigate the complaint.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(5)(b)	Shall	Board of health needs to notify the aggrieved party and contractor of their findings.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(5)(c)	Shall	Aggrieved party needs to submit in writing to the director a narrative of the violations, if the board of health determines that no violation exists and the aggrieved party disagrees with the findings.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(5)(c)	Shall	Aggrieved party needs to submit copy of investigative findings by board of health when aggrieved party disagrees with the findings.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(5)(d)	Shall	If board of health determines a violation occurred, board of health will consult with aggrieved party and contractor how resolve the violation.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(5)(d)	Shall	Aggrieved party needs to allow contractor opportunity to correct the violation.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-28-18(D)(5)(d)	Shall	If violation not corrected by contractor, aggrieved party needs to give written notice to director of intent to file a bond claim.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(5)(d)	Shall	Their notice needs to include a copy of the investigative findings by board of health.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(5)(e)	Shall	If aggrieved party refuses contractor access to their property in order to correct the violation, the contractor and/or the health department needs to notify director in writing.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(5)(e)	Shall	Aggrieved party and board of health needs to provide the department with documentation of situation.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(5)(f)	Shall	When director receives written notification that the aggrieved party denied contractor access to property, director needs to send a copy to aggrieved party, board of health and contractor.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(5)(f)	Shall	Aggrieved party will have thirty days to allow contractor access to correct violation.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(5)(f)	Shall	The rights to the bond will be forfeited if aggrieved party denies contractor access.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority

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3701-28-18(D)(6)(a)	Shall	Aggrieved party needs to submit in writing to the director a list of alleged violations if board of health determined no violations existed or contractor failed to correct the violations.	ORC 3701.344	Yes, state law	Yes, state law
3701-28-18(D)(6)(a)	Shall	Aggrieved party needs to submit copies of investigative findings and notice of violations.	ORC 3701.344	Yes, state law	Yes, state law
3701-28-18(D)(6)(b)	Shall	Director needs to send a copy of narrative and supporting documents to board of health and contractor.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(6)(c)	Shall	Director and board of health need to investigate validity of claim by aggrieved party.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(6)(d)	Shall	If Director concludes no violation exists, he needs to notify health dept, aggrieved party and contractor.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(6)(d)	Shall	If Director concludes a violation exists, he needs to notify in writing the aggrieved party and board of health.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(6)(d)	Shall	He then needs to issue a notice of violation to contractor, and send a copy to aggrieved party, board of health and surety company.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority

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3701-28-18(D)(6)(e)	Shall	If the contractor does not correct the violation as ordered by the director within sixty days, then the director needs to notify the surety company, board of health and aggrieved party and contractor.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(6)(e)	Shall	The director needs to set forth the violation and inform the surety company of its options.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(6)(e)(i)	Shall	Set forth the violation	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(6)(e)(ii)	Shall	Inform the surety of its options	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(6)(f)	Shall	Within thirty days from the date the surety company receives a notice from the director about its options to correct, the surety company needs to notify the director of its chosen method of addressing the claim.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(6)(f)(i)	Shall	Bond company option to not correct violation and pay aggrieved party.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(6)(f)(iii)	Shall	Rights of aggrieved party will be forfeit if they don't allow contractor access to correct violation.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority

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3701-28-18(D)(6)(g)	Shall	Specifies the conditions where the rights of the surety company will be terminated	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(6)(g)	Shall	Specifies when the director can order the entire amount of the bond forfeited.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(7)	Must	Specifications about the intent to file a bond claim need to be made within two years of the date the work was completed.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(7)	Shall	Specifies the conditions where the bond claim can be withdrawn due to lack of response from the aggrieved party.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(8)	Shall	Specifies that the surety company will give written notice to director within thirty days of payment on a claim against a registration bond	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(D)(8)	Shall	Specifies the the details of payment.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(E)	Shall	Director needs to publish a list and address of all contractors annually	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority

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3701-28-18(E)	Shall	Director needs to provide the list to anyone upon request.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(F)	Shall	Registrants need to keep and submit accurate records.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(G)(2)	Shall	The reasons that a private water systems contractors registration can be suspended, revoked or denied are specified.	ORC 3701.344	Yes, state law	Yes, state law
3701-28-18(G)(3)	Shall	Procedures for revoking, suspending or denying registration by Director need to be in accordance with Chapter 119 ORC.	ORC 3701.344 & ORC Chapter 119	Yes, state law	Yes, state law
3701-28-18(G)(3)	Shall	If a contractor requests a hearing, it needs to be within fifteen days but not early than seven days after the contractor requests it.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(C)(1)(b)	Shall not	The department cannot issue a registration upon discovery that the application is incomplete	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(B)(3)(b)	Must	All acceptable proof documents, except veterans identification card, need to show the veteran status as honorable, general, general under honorable conditions or released under conditions other than dishonorable.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority

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3701-28-18(D)(6)(d)(iv)	Must	When the director determines that a violation of rules exist for a bond claim, the date by which the private water systems contractor needs to respond with a corrective action plan is specified.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-18(C)(3)	Shall not	Registration and renewals are not transferable.	ORC 3701.344	No, general rulemaking authority	No, general rulemaking authority
3701-28-19(A)	Shall	Variance requests to be made to the board of health of the county in which the property or private water system is located or is to be located.	3701.344 ORC	No, general rulemaking authority	No, general rulemaking authority
3701-28-19(B)	Shall not	A variance will not be granted if any of a list items are met.	3701.344 ORC	No, general rulemaking authority	No, general rulemaking authority
3701-28-19(D)	Shall	No variance will be granted that will defeat the spirit and intent of the rules.	3701.344 ORC	No, general rulemaking authority	No, general rulemaking authority
3701-28-19(D)	Shall	No variance will be granted where expressly prohibited by rule.	3701.344 ORC	No, general rulemaking authority	No, general rulemaking authority
3701-28-19(E)	Shall	A board of health will provide a list of all variances requested during a year to ODH.	3701.344 ORC	No, general rulemaking authority	No, general rulemaking authority

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3701-28-19(E)	Shall	The list of variances submitted to ODH by the BOH must include the name and address of the person granted the variance and the reason for granting or denying the variance.	3701.344 ORC	No, general rulemaking authority	No, general rulemaking authority
3701-28-19(E)	Shall	Board of health must submit the list of variances no later than April 1st of each year.	3701.344 ORC	No, general rulemaking authority	No, general rulemaking authority
3701-29-01 (B)	Shall	Defines Alter and Alteration	3718.02	Yes, state law	Yes, state law
3701-29-01 (BBBB)	Require	what work on a septic system constitutes the need for a permit	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-01 (CCCC)	Shall	Defines conditions of what a replacement system is and that includes the replacement of the majority of the treatment system.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-01 (CCCC)	Shall	Defines conditions of what a replacement system is and that included the addition of a treatment component to a discharging system not currently under a NPDES permit	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-01 (MMM)	Shall	Defines who does the monitoring activities for household sewage treatment system	3718.02	No, general rulemaking authority	No, general rulemaking authority

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3701-29-01 (NNNN)	Shall	Defines what activities constitutes Service and Maintenance of a septic system	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-01 (OOOO)	Shall	Service provider shall include a homeowner servicing his own system to meet the requirement of a service contract for product approval or demonstration of maintenance for an O&M program established in accordance with rule 3701-29-19 of the Administrative Code.	3718.02	Yes, state law	No, general rulemaking authority
3701-29-01 (R)	Shall	Defines that course aggregate is to be washed	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-01 (R)	Shall	Defines that course aggregate has durability of hardness of three or more on the Moh's hardness scale	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-01 (RRRR)	Shall	Defines and lists what constitutes a Small Flow on-site sewage treatment system	3718.02	Yes, state law	Yes, state law
3701-29-01 (RRRR)	Require	What constitutes a small flow system and what systems can be permitted by local health department if they have the small flow authority	3718.02	Yes, state law	Yes, state law
3701-29-01 (RRRR) (1)	Shall	More than one dwelling or arrangements such as a dwelling and a detached garage with living space.	3718.02	No, general rulemaking authority	No, general rulemaking authority

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3701-29-01 (RRRR) (2)	Shall	More than one vacation rental cabin	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-01 (RRRR) (3)	Shall	A dwelling and related structure, such as a barn or personal garage, when the structure is used by persons other than, or in addition to the residents of the dwelling.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-01 (RRRR) (4)	Shall	A dwelling with a home business when the nature of the home business is such that it produces sewage, including but not limited to. home businesses that provide a public restroom for use by nonresidents	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-01 (WW)	Shall	Defines what constitutes a Household Sewage Treatment Systems including the list that follows	3718.02	Yes, state law	Yes, state law
3701-29-01 (WW) (1)	Shall	A dwelling and related structure, such as a barn or personal garage, when the users of the structure are only the residents of the dwelling, and provided the related structure is not used as a dwelling.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-01 (WW) (2)	Shall	A dwelling with a home business when the nature of the home business is such that it does not produce sewage.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-01 (WW) (3)	Shall	Vacation rental cabins, provided there is a separate HSTS for each cabin	3718.02	No, general rulemaking authority	No, general rulemaking authority

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3701-29-01 (WW) (4)	Shall	A bed and breakfast, residential facility, or other residence as described in divisions (B)(2), (B)(4), and (B)(13) of section 3717.42 of the Revised Code	3718.02	Yes, state law	Yes, state law
3701-29-01 (WW) (5)	Shall	Group homes occupied by no more than sixteen unrelated individuals, including, but not limited to, a hospice and pediatric respite care facility as defined in rule 3701-19-01 of the Administrative Code, a foster home, group home, group home for children. Indian foster home, residential facility, children's residential center, or residential parenting facility as defined in Chapter 5101:2-1 of the Administrative Code, or a type A home as defined in rule 5101:2-13-02 of the Administrative Code, a residential facility defined in rule 5122-30-03 of the Administrative Code, or a residential facility defined in section 5123.19 of the Revised Code.	3718.02	Yes, state law	Yes, state law
3701-29-02 (C)	Must	If system needs worked on the it defines that work completed be in accordance with the rules	3718.02	Yes, state law	Yes, state law
3701-29-02 (C)	Require	Outlines the factors for replacement or additions to existing septic systems	3718.02	Yes, state law	Yes, state law
3701-29-02 (C)	Prohibit	States that additional flow into existing septic systems is not forbidden to upgrade	3718.02	Yes, state law	Yes, state law

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3701-29-02 (C)	Shall not	If septic system is in operation and working properly it does not have to be replaced in accordance with 3718.012	3718.02	Yes, state law	Yes, state law
3701-29-02 (C)	Shall	If septic system is in operation and working properly it does not have to be replaced in accordance with 3718.012	3718.02	Yes, state law	Yes, state law
3701-29-02 (D)	Shall	The Administrative Code 3701-29 applied to the sewage treatment systems	3718.02	Yes, state law	Yes, state law
3701-29-02 (D)	Shall	The Administrative Code 3701-29 applied to the sewage treatment systems and all repairs completed in compliance with this chapter	3718.02	Yes, state law	Yes, state law
3701-29-02 (E)(2)	Shall not	STS shall not conflict with provisions of the NPDES program established in section 6111.03 of the Revised Code or rules adopted or permits issued pursuant to section 6111.03 of the Revised Code;mit a system under new rules and not conflict with	3718.02	Yes, state law	Yes, state law
3701-29-02 (E)(3)	Shall	Other than the siting and HSTS specifications previously approved by the board of health, the provisions of this chapter shall apply	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-02 (G)	Must	When boards of health are looking at more stringent rules that economic impact is a factor in that review	3718.02	Yes, state law	Yes, state law

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3701-29-02 (H)(2)	Shall	Outlines steps needed for local health department to apply for the small flow authority and he letter of notification include the intended date for transfer of jurisdiction	3718.02	Yes, state law	Yes, state law
3701-29-02 (H)(2)	Shall	Outlines steps needed for local health department to apply for the small flow authority and the letter of notification include the intended date for transfer of jurisdiction	3718.02	Yes, state law	Yes, state law
3701-29-02 (J)	Shall	Outlines who is responsible for compliance of sewage rules	3718.02	Yes, state law	Yes, state law
3701-29-02 (K)	Shall	Directs the department of health and boards of health are the respoonsible parties for the implementation of this chapter and to provide written techincal guidance and rule interpretation to board of health upon request.	3718.02	Yes, state law	Yes, state law
3701-29-03 (C)	Shall	An application for registration as an installer, septage hauler, or service provider made to board of health	3718.02	Yes, state law	Yes, state law
3701-29-03 (A)	Shall	In the 3 categories that hold state wide bonds, in the definitions are duties that are expected	3718.02	Yes, state law	Yes, state law
3701-29-03 (B)	Shall	The 3 categories that are bonded must register with each local jurisdiction	3718.02	Yes, state law	Yes, state law

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3701-29-03 (B)	Shall not	Registrations not transferable	3718.02	Yes, state law	Yes, state law
3701-29-03 (B)	Shall	Registrations expire at end of calendar year	3718.02	Yes, state law	Yes, state law
3701-29-03 (B) (2)	Require	Boards of Health may ask registrant to demonstrate compliance with testing requirements before a registration is reinstated or a new registration is issued by the board of health.	3718.02	Yes, state law	Yes, state law
3701-29-03 (C)	Shall	Application for registration for sewage installer, septage hauler and Service provider to boards of health	3718.02	Yes, state law	Yes, state law
3701-29-03 (C)	Shall	What information is needed for each application of registration	3718.02	Yes, state law	Yes, state law
3701-29-03 (C) (1)	Shall	Registration fee established by a board of health in accordance with rule 3701-36-14 of the Administrative Code:	3718.02	Yes, state law	Yes, state law
3701-29-03 (C) (2)	Shall	Proof of compliance with testing requirements	3718.02	Yes, state law	Yes, state law

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3701-29-03 (C) (3)	Shall	Proof of compliance with system specific training	3718.02	Yes, state law	Yes, state law
3701-29-03 (C) (3)(a)	Shall	proof of status as an Ohio waste hauler association qualified service provider, or proof of certification in the national association of wastewater transporters O&M or inspector program	3718.02	Yes, state law	Yes, state law
3701-29-03 (C) (3)(b)	Shall	Other certification programs developed and/or authorized by the director	3718.02	Yes, state law	Yes, state law
3701-29-03 (C) (3)(C)	Shall	Hold a current Class A, I, II, III or IV treatment works operator certification from Ohio EPA as authorized under Chapter 3745-7 of the Administrative Code.	3718.02	Yes, state law	Yes, federal law
3701-29-03 (C) (4)	Shall	Proof of insurance not less than 500,000	3718.02	Yes, state law	Yes, state law
3701-29-03 (C) (5)	Shall	proof of completion of at least six continuing education hours during the previous calendar year through educational programs approved by the department of health or demonstration of competency obtained through one of the following mechanisms:	3718.02	Yes, state law	Yes, state law
3701-29-03 (C) (5) (a)	Shall	provide proof of status as a certified installer of onsite wastewater treatment systems through the national environmental health association;	3718.02	Yes, state law	Yes, state law

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3701-29-03 (C) (5) (b)	Shall	Septage haulers may provide proof of status as a vacuum truck technician through the national association of wastewater transporters;	3718.02	Yes, state law	Yes, state law
3701-29-03 (C) (5) (c)	Shall	Service providers may provide proof of status as an Ohio waste hauler association qualified service provider, or proof of certification in the national association of wastewater transporters O&M or inspector programs; or	3718.02	Yes, state law	Yes, state law
3701-29-03 (C) (5) (d)	Shall	Other continuing education programs as authorized by the director.	3718.02	Yes, state law	Yes, state law
3701-29-03 (C) (5)	Shall	Proof of CEU's options at time of re-registration	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-03 (C) (6) (a)	Shall	The surety bond or financial assurance shall establish a contractual relationship between the principal and the surety or guarantor,	3718.02	Yes, state law	Yes, state law
3701-29-03 (C) (6) (a)	Shall	and be executed by the applicant as principal and a surety company authorized	3718.02	Yes, state law	Yes, state law
3701-29-03 (C) (6) (b)	Shall	surety bond or financial assistance be for the benefit of any aggrieved party for damages incurred as a result of a violation of this chapter.	3718.02	Yes, state law	Yes, state law

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3701-29-03 (C) (6) (c)	Shall	surety bond or financial assistance be issued to provide insurance coverage for the calendar year of the registration application	3718.02	Yes, state law	Yes, state law
3701-29-03 (C) (6) (c)	Shall	surety bond shall provide that the aggregate liability of the surety for any and all breaches	3718.02	Yes, state law	Yes, state law
3701-29-03 (C) (6) (c)	Shall	the bond shall in no event exceed the penal sum of the bond for each calendar year for which the bond is issued.	3718.02	Yes, state law	Yes, state law
3701-29-03 (C) (6) (c)	Shall	financial assurance shall provide that the aggregate liability of the financial assurance for any and all breaches of the conditions of the financial assurance	3718.02	Yes, state law	Yes, state law
3701-29-03 (C) (6) (c)	Shall	the financial assurance shall in no event exceed the penal sum of the financial assurance for each calendar year for which the financial assurance is issued.	3718.02	Yes, state law	Yes, state law
3701-29-03 (C) (6) (d)	Shall	If the surety bond or financial assurance for the registration is canceled, the registrant immediately submit to each board of health where a registration has been issued proof of a new surety bond or financial assurance in accordance with the requirements of this rule	3718.02	Yes, state law	Yes, state law
3701-29-03 (C) (6) (d)	Shall	The surety company or guarantor of the financial assurance shall give ninety days written notice to the director of health prior to the effective date of cancellation.	3718.02	Yes, state law	Yes, state law

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3701-29-03 (C) (6) (d)	Shall	When a surety bond or financial assurance is canceled and the registrant does not submit proof of a new bond or financial assurance to the board of health, the registration shall be suspended and the registrant shall cease from performing the duties of a registered contractor.	3718.02	Yes, state law	Yes, state law
3701-29-03 (C) (6) (d)	Shall	When a surety bond or financial assurance is canceled and the registrant does not submit proof of a new bond or financial assurance to the board of health, the registration shall be suspended and the registrant shall cease from performing the duties of a registered contractor.	3718.02	Yes, state law	Yes, state law
3701-29-03 (C) (6) (e)	Shall	Maintain separate bonds for the three categories	3718.02	Yes, state law	Yes, state law
3701-29-03 (C) (6) (e)	Shall	allows for reduction for bond cost if the same company is listed as installer and service provider only	3718.02	Yes, state law	Yes, state law
3701-29-03 (C) (6) (f)	Shall	Any person who alleges to be an aggrieved party shall give written notification to the surety or guarantor of the financial assurance, the board of health where the work was performed, and the installer, service provider, or septage hauler as applicable within eighteen months of the date of completion of the work on the STS.	3718.02	Yes, state law	Yes, state law
3701-29-03 (D)	Shall	When registrant is a business, corporation, or other defines that one person listed is the representative of said business etc....	3718.02	Yes, state law	Yes, state law

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3701-29-03 (D)	Shall	When registrant is a business, corporation, or other defines that one person listed is the representative of said business etc....	3718.02	Yes, state law	Yes, state law
3701-29-03 (E)	May not	Allows subcontractors to work with out registered installer on the site	3718.02	Yes, state law	Yes, state law
3701-29-03 (G)	Shall	Exemptions for service providers doing work on their own system serving their personal dwelling	3718.02	Yes, state law	Yes, state law
3701-29-03 (G)	Shall	Exemptions for service providers doing work on their own system serving their personal dwelling	3718.02	Yes, state law	Yes, state law
3701-29-03 (G)	Require	service providers servicing their own systems boards of health may ask for continual training on that specific unit	3718.02	Yes, state law	Yes, state law
3701-29-03 (I)	Shall	Additional items supplied by septage haulers for registration	3718.02	Yes, state law	Yes, state law
3701-29-03 (I) (1)	Shall	Registered Septage haulers must obtain a permit from local health department	3718.02	Yes, state law	Yes, state law

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3701-29-03 (I) (1)	Shall	Registered Septage haulers must obtain a permit from local health department	3718.02	Yes, state law	Yes, state law
3701-29-03 (I) (2)	Shall	Registration septage hauler provide a completed application to include the tank capacity of each vehicle to the board of health	3718.02	Yes, state law	Yes, state law
3701-29-03 (I) (2)	Shall	Registration septage hauler provide a completed application to include the tank capacity of each vehicle to the board of health	3718.02	Yes, state law	Yes, state law
3701-29-03 (I) (3)	Shall	Septage Hauler vehicles be marked with company name and phone number that is readily legible during daylight hours from a distance of fifty feet while the vehicle is stationary, in accordance with the "Federal Motor Carrier Safety Administration" regulations as described in 49 C.F.R. 390.21(c)(3);	3718.02	Yes, federal law	Yes, federal law
3701-29-03 (I) (3)	Shall	Septage Hauler vehicles be marked with company name and phone number that is readily legible during daylight hours from a distance of fifty feet while the vehicle is stationary, in accordance with the "Federal Motor Carrier Safety Administration" regulations as described in 49 C.F.R. 390.21(c)(3);	3718.02	Yes, federal law	Yes, federal law
3701-29-03 (I) (4)	Shall	All septage hauling equipment be maintained in proper operating condition	3718.02	Yes, federal law	Yes, federal law
3701-29-03 (I) (4)	Shall	All septage hauling equipment be maintained in proper operating condition	3718.02	Yes, federal law	Yes, federal law

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3701-29-03 (I) (4)	Shall	All tank seal safety specifications shall be met to prevent leakage or spills while in operation, transit, or storage;	3718.02	Yes, federal law	Yes, federal law
3701-29-03 (I) (4)	Shall	All tank seal safety specifications shall be met to prevent leakage or spills while in operation, transit, or storage;	3718.02	Yes, federal law	Yes, federal law
3701-29-03 (I) (5)	shall	When vehicle is used by registrant in multiple jurisdictions, registrant may choose to have vehicle inspected by the county in which the company is based	3718..02	Yes, state law	Yes, state law
3701-29-03 (J)	Shall	Maintain and submit complete records to the Board of Health for determining compliance with this rule	3718.02	Yes, state law	Yes, state law
3701-29-03 (K)	Shall	Record retention for the complete records to the Board of Health for determining compliance with this rule and 3701-29-19	3718.02	Yes, state law	Yes, state law
3701-29-03 (K)	Shall	Every registrant shall comply with any reporting or records retention requirements established by the board of health and this chapter.	3718.02	Yes, state law	No, general rulemaking authority
3701-29-03 (K)	Shall	Pretreatment components with service contracts include the maintenance of said system	3718.02	Yes, state law	No, general rulemaking authority

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3701-29-03 (L)	Shall	All registrants follow Chapter 3718 of the Ohio Revised Code	3718.02	Yes, state law	Yes, state law
3701-29-03 (L) (1)	Shall	Board of Health to inspect work to ensure compliance	3718.02	Yes, state law	Yes, state law
3701-29-03 (L) (2)	Shall	When violations are noted by Board of Health, written notice goes out to contractor about alleged violations and possible suspension and hearing opportunities.	3718.02	Yes, state law	Yes, state law
3701-29-03 (L) (2)	Shall	When violations are noted by Board of Health, written notice goes out to contractor about alleged violations and possible suspension and hearing opportunities.	3718.02	Yes, state law	Yes, state law
3701-29-03 (L) (3)	Shall	The board of health may deny, revoke or suspend a registration when a registrant fails to timely correct violations in compliance with this chapter, or if the registrant has a history of recurrent violations of this chapter, or has been convicted of violations of this chapter.	3718.02	Yes, state law	Yes, state law
3701-29-03 (L) (4)	Shall	The board of health notify the department of health within sixty days following the suspension or revocation of a registration.	3718.02	Yes, state law	Yes, state law
3701-29-03 (L) (4)	Shall	The board of health notify the department of health within sixty days following the suspension or revocation of a registration.	3718.02	Yes, state law	Yes, state law

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3701-29-03 (M) (1)	Shall not	domestic septage is not transported across or on a public roadway;	3718.02	Yes, state law	Yes, state law
3701-29-03 (M)	Shall Not	Exemption to septage hauler when it falls under campground regulations.	3718.02	Yes, state law	Yes, state law
3701-29-03 (M) (2)	Shall not	All septage hauling equipment shall be maintained in proper operating condition and designed to prevent spills while in operation, transit or storage;	3718.02	Yes, state law	Yes, state law
3701-29-03 (M) (2)	Shall	All septage hauling equipment shall be maintained in proper operating condition and designed to prevent spills while in operation, transit or storage;	3718.02	Yes, state law	Yes, state law
3701-29-03 (M) (3)	Shall not	All septage hauling equipment be available for inspection by the board of health.	3718.02	Yes, state law	Yes, state law
3701-29-03 (M) (3)	Shall	All septage hauling equipment be available for inspection by the board of health.	3718.02	Yes, state law	Yes, state law
3701-29-04 (A)	Shall	Directs the director of health to survey each city and general health districts	3718.02	Yes, state law	Yes, state law

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3701-29-04 (A)	Shall	Directs the he board of healthprovide all requested information to complete the survey.	3718.02	Yes, state law	Yes, state law
3701-29-04 (A)	Require	Directs the director of health to survey each city and general health districts to ensure compliance with Chapter 3718 of the Revised Code	3718.02	Yes, state law	Yes, state law
3701-29-04 (B)	Shall	Director to get feedback from the association of Health commissioners on the survey methodology	3718.02	Yes, state law	Yes, state law
3701-29-04 (B)	Shall	The Survey Methodology is provided to each local board of health	3718.00	Yes, state law	Yes, state law
3701-29-04 (B)	Shall	list of what is included in cost methodlolgy	3718.00	Yes, state law	Yes, state law
3701-29-04 (B) (1)	Shall	A review of any locally adopted regulations for consistency with this chapter,	3718.00	Yes, state law	Yes, state law
3701-29-04 (B) (2)	Shall	A field review of portion of the STS and gray water recycling inspections	3718.00	Yes, state law	Yes, state law

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3701-29-04 (B) (3)	Shall	Field training and education for board of health program staff.	3718.00	Yes, state law	Yes, state law
3701-29-04 (C)	Shall	Directs the director of health to survey each city and general health districts	3718.02	Yes, state law	Yes, state law
3701-29-04 (C)	Shall	survey to determine compliance with rules and offer recommendations in a report back to the local city and general health districts	3718.02	Yes, state law	Yes, state law
3701-29-04 (C)	Shall	after the survey the diirector shall propose to classify the health district as either approved, provisional, or disapproved,	3718.02	Yes, state law	Yes, state law
3701-29-04 (C)	Shall	and provide a survey report with recommendations or guidelines to correct program deficiencies	3718.02	Yes, state law	Yes, state law
3701-29-04 (C)	Shall	and provide a survey report to the health district or board.	3718.02	Yes, state law	Yes, state law
3701-29-04 (C)	Shall	If the director proposes to classify the health district or authority as provisional, the director shall provide	3718.02	Yes, state law	Yes, state law

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3701-29-04 (C)(1)	Shall	A set time frame for correcting the deficiencies	3718.02	Yes, state law	Yes, state law
3701-29-04 (C)(2)	Shall	Procedures for program disapproval that the department will pursue if the health district or authority fails to correct the major deficiencies revealed by the survey;	3718.02	Yes, state law	Yes, state law
3701-29-04 (C)(3)	Shall	An opportunity to request an informal hearing with a representative of the director to discuss the deficiencies in compliance with paragraph (D) of this rule.	3718.02	Yes, state law	Yes, state law
3701-29-04 (D)	Shall	Local city and general health districts procedures for an informal hearing if they question the survey	3718.02	Yes, state law	Yes, state law
3701-29-04 (D)	Shall	Local city and general health districts procedures for an informal hearing if they question the survey	3718.02	Yes, state law	Yes, state law
3701-29-04 (D)	Shall	Local city and general health districts procedures for an informal hearing if they question the survey	3718.02	Yes, state law	Yes, state law
3701-29-04 (D)	Shall	Local city and general health districts procedures for an informal hearing if they question the survey	3718.02	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-04 (E)	Shall	Outlines procedures and timelines for corrections and resurvey for a city or general health district is placed on provisional status	3718.02	Yes, state law	Yes, state law
3701-29-04 (E)	Shall	Outlines procedures and timelines for corrections and resurvey for a city or general health district is placed on provisional status	3718.02	Yes, state law	Yes, state law
3701-29-04 (E)	Shall	Outlines procedures and timelines for corrections and resurvey for a city or general health district is placed on provisional status	3718.02	Yes, state law	Yes, state law
3701-29-04 (E)	Shall	Outlines procedures and timelines for corrections and resurvey for a city or general health district is placed on provisional status	3718.02	Yes, state law	Yes, state law
3701-29-04 (G)	Shall	Directions given to director about city or general health district is qualified	3718.02	Yes, state law	Yes, state law
3701-29-04 (H)	Shall	Directions given to director about city or general health district is not qualified	3718.02	Yes, state law	Yes, state law
3701-29-04 (H)	Shall	Directions given to director about city or general health district is not qualified	3718.02	Yes, state law	Yes, state law

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3701-29-04 (I)	Shall	Directions given to director about city or general health district is not qualified and who is responsible for the program	3718.02	Yes, state law	Yes, state law
3701-29-04 (I)	Shall	Directions given to director about city or general health district is not qualified and who is responsible for the program	3718.02	Yes, state law	Yes, state law
3701-29-05 (A)	Shall	Directs Boards of Health to adopt fees to administer the program	3718.02	Yes, state law	Yes, state law
3701-29-05 (A)	Shall	Directs Boards of Health to establish fees using the cost methodology prescribed in rule	3718.02	Yes, state law	Yes, state law
3701-29-05 (B)	Shall	Fees collected to cover the cost of administering the program	3718.02	Yes, state law	Yes, state law
3701-29-05 (C)	Shall	A portion of each permit fee for the installation of a new or replacement HSTS, SFOTS, or GWRS and/or for the alteration of an existing HSTS, SFOTS, or GWRS be collected by a board of health	3718.02	Yes, state law	Yes, state law
3701-29-05 (C)	Shall	Fee be transmitted to the director for deposit into the general operations fund created pursuant to section 3701.83 of the Revised Code to pay the costs of administering and enforcing this chapter and Chapter 3718. of the Revised Code as provided in division (A)(2) of section 3718.06 of the Revised Code	3718.02	Yes, state law	Yes, state law

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3701-29-05 (C)	Shall	A board of health shall collect this fee at the same time that it collects the fee established under paragraph (A) of this rule and as set forth below:	3718.02	Yes, state law	Yes, state law
3701-29-05 (C)(1)	Shall	Fee Amount set for permits issued in 2015	3718.02	Yes, state law	No, general rulemaking authority
3701-29-05(C)(2)	Shall	Fee amount set for permits issued in 2016	3718.02	Yes, state law	No, general rulemaking authority
3701-29-05 (C)(3)	Shall	Fee amount set for permits issued in 2017	3718.02	Yes, state law	No, general rulemaking authority
3701-29-05 (D)	Shall	Boards of health establish fees in accordance with section 3709.09 of the Revised Code when any of the following services or functions are provided	3718.02	Yes, state law	Yes, state law
3701-29-05 (D)(1)	Shall	Fee category established by services provided	3718.02	Yes, state law	Yes, state law
3701-29-05 (D)(2)	Shall	Fee category established by services provided	3718.02	Yes, state law	Yes, state law

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3701-29-05 (D)(3)	Shall	Fee category established by services provided	3718.02	Yes, state law	Yes, state law
3701-29-05 (D)(4)	Shall	Fee category established by services provided	3718.02	Yes, state law	Yes, state law
3701-29-05 (D)(5)	Shall	Fee category established by services provided	3718.02	Yes, state law	Yes, state law
3701-29-05 (D)(6)	Shall	Fee category established by services provided	3718.02	Yes, state law	Yes, state law
3701-29-05 (D)(7)	Shall	Fee category established by services provided	3718.02	Yes, state law	Yes, state law
3701-29-05 (D)(8)	Shall	Fee category established by services provided	3718.02	Yes, state law	Yes, state law
3701-29-05 (D)(9)	Shall	Fee category established by services provided	3718.02	Yes, state law	Yes, state law

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3701-29-05 (D)(10)	Shall	Fee category established by services provided	3718.02	Yes, state law	Yes, state law
3701-29-05 (D)(11)	Shall	Fee category established by services provided	3718.02	Yes, state law	Yes, state law
3701-29-05 (D)(12)	Shall	Fee category established by services provided	3718.02	Yes, state law	Yes, state law
3701-29-05 (D)(13)	Shall	Fee category established by services provided	3718.02	Yes, state law	Yes, state law
3701-29-05 (D)(14)	Shall	Fee category established by services provided	3718.02	Yes, state law	Yes, state law
3701-29-05 (D)(15)	Shall	Fee category established by services provided	3718.02	Yes, state law	Yes, state law
3701-29-05 (D)(16)	Shall	Fee category established by services provided	3718.02	Yes, state law	Yes, state law

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3701-29-05 (D)(17)	Shall	Fee category established by services provided	3718.02	Yes, state law	No, general rulemaking authority
3701-29-05 (E)	Shall	Outlines when penalty fees are needed	3718.02	Yes, state law	Yes, state law
3701-29-05 (E)	Require	Refers to the conditions to the issuance of a septage hauler vehicle permit.	3718.02	Yes, state law	Yes, state law
3701-29-05 (F)	Shall	Directs and gives timeline to city and general health districts about the transmittal of monies to the state agency.	3718.02	Yes, state law	Yes, state law
3701-29-06 (A)	Shall	Outlines areas of the rules that comply with this chapter	3718.02	Yes, state law	Yes, state law
3701-29-06 (B)	Shall not	No STS or GWRS is to be installed without an approved permit	3718.02	Yes, state law	Yes, state law
3701-29-06 (B)(1)	Shall	Compliance with the rules for approved permits issued after effective date of rules for STS and GWRS	3718.02	Yes, state law	Yes, state law

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3701-29-06 (B)(1)	Shall not	Compliance with the rules for approved permits issued after effective date of rules for STS and GWRS	3718.02	Yes, state law	Yes, state law
3701-29-06 (B)(2)	Shall	Homeowner ensuring the septic system is working	3718.02	Yes, state law	Yes, state law
3701-29-06 (B)(3)	Shall	STS/GWRS owner must follow specific conditions list on the approved permit.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-06 (C)	Shall	All sewage and human excreta from a building or dwelling goes to an approved sanitary sewage system	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-06 (D)	Shall	Defines what types of buildings are covered by household and small flow systems	3718.00	Yes, state law	Yes, state law
3701-29-06 (D)	Shall	SFOSTS is owned by one person	3718.02	Yes, state law	Yes, state law
3701-29-06 (E)	Shall	STS and SFOSTS comply with performance requirements and prohibitions	3718.02	Yes, state law	Yes, state law

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3701-29-06 (E)(1)	Shall	STS and SFOSTS comply with performance requirements and prohibitions	3718.02	Yes, state law	Yes, state law
3701-29-06 (E)(2)	Shall	STS and SFOSTS comply with performance requirements and prohibitions	3718.02	Yes, state law	Yes, state law
3701-29-06 (E)(3)	Shall	STS and SFOSTS comply with performance requirements and prohibitions	3718.02	Yes, state law	Yes, state law
3701-29-06 (E)(4)	Shall	STS and SFOSTS comply with performance requirements and prohibitions	3718.02	Yes, state law	Yes, state law
3701-29-06 (E)(5)	Shall	STS and SFOSTS comply with performance requirements and prohibitions	3718.02	Yes, state law	Yes, state law
3701-29-06 (E)(6)	Shall	STS and SFOSTS comply with performance requirements and prohibitions	3718.02	Yes, state law	Yes, state law
3701-29-06 (E)(7)	Shall	STS and SFOSTS comply with performance requirements and prohibitions	3718.02	Yes, state law	Yes, state law

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3701-29-06 (E)(8)	Shall	STS and SFOSTS comply with performance requirements and prohibitions	3718.02	Yes, state law	Yes, state law
3701-29-06 (E)(1)	Shall	STS and SFOSTS be maintained in proper working condition	3718.02	Yes, state law	Yes, state law
3701-29-06 (E)(2)	Shall	STS and SFOSTS comply with conditions in the installation or operation permit	3718.02	Yes, state law	Yes, state law
3701-29-06 (E)(3)	Shall	STS and SFOSTS not create a Public Health Nuisance	3718.02	Yes, state law	Yes, state law
3701-29-06 (E)(3)	Shall	not exceed of water quality standards for surface or drinking water	3718.02	Yes, state law	Yes, state law
3701-29-06 (E)(4)	Shall	STS or SFOSTS discharge places listed without a NPDES permit	3718.02	Yes, state law	Yes, state law
3701-29-06 (E)(5)	Shall	no sewage or effluent is to be discharged to a drywell, abandoned well etc	3718.02	Yes, state law	Yes, state law

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3701-29-06 (E)(5)	Shall	SFOSTS discharge complies with 40 C.F.R. 144	3718.02	Yes, state law	Yes, both state and federal law
3701-29-06 (E)(6)	Shall	STS and GWRS are not allowed to receive water from roof, foundation, clear water sumps, swimming pools, or other sources that do not convey or generate sewage from the structures served by the STS	3718.02	Yes, state law	Yes, state law
3701-29-06 (E)(7)	Shall	No holding, treatment or disposal of industrial waste	3718.02	Yes, state law	Yes, state law
3701-29-06 (E)(8)	Shall	Owners of existing discharging systems must obtain coverage under the NPDES permit if replaced or updated.	3718.02	Yes, state law	Yes, both state and federal law
3701-29-06 (F)	Shall	List of conditions that must be met for soil absorption as final treatment	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-06 (F) (1)	Shall	All new lots created after the 1/1/2007 will be soil based system	3718.02	Yes, state law	Yes, state law
3701-29-06 (F) (2)	Shall	Conditions needed to be met for a discharging system to be permitted	3718.02	Yes, state law	Yes, state law

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3701-29-06 (F) (3)	Shall	New or existing soil absorption components may be used to receive a portion of the effluent from a discharging HSTS that has received coverage under the Ohio EPA household general NPDES permit provided the quality of the discharged effluent is maintained and the HSTS design does not compromise director of health approvals in compliance with rule 3701-29-13 of the Administrative Code.	3718.02	Yes, state law	Yes, state law
3701-29-06 (G)	Shall	Outlines the conditions needed for a STS to be permitted	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-06 (G) (1)(a)	Shall	Outlines conditions for an approved permit of a HSTS replacement system	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-06 (G) (1)(a)	Shall	Outlines conditions for an approved permit of a HSTS replacement system	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-06 (G) (1)(a)	Require	Except when designing a replacement STS for an existing dwelling on an existing lot, sufficient suitable area shall be available to accommodate a STS including a designated area for complete relocation and replacement of a STS distances.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-06 (G) (1)(b)	Shall	Outlines conditions for an approved permit of a HSTS replacement system	3718.02	No, general rulemaking authority	No, general rulemaking authority

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3701-29-06 (G) (1)(b)	Shall	Outlines conditions for an approved permit of a HSTS replacement system	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-06 (G) (1)(c)	Shall	Replacement system area is defined in the design plans and protected during construction	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-06 (G) (1)(c)	Shall	Replacement system area is defined in the design plans and protected during construction	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-06 (G)(1)(e)	Require	Boards of Health not waiver the requirement for a total replacement area for STS when creating new lots/subdivisions	3718.02	Yes, state law	yes, state law
3701-29-06 (G) (1) (e)	Shall not	Boards of Health not waiver the requirement for a total replacement area when creating new lots/subdivisions	3718.02	Yes, state law	yes, state law
3701-29-06 (G)(2)	Shall	Outlines the isolation distances from the original and replacement systems are meet with dealing with private water system on that lot	3718.02	Yes, state law	Yes, state law
3701-29-06 (G)(2)	Require	Sites with private water systems have to maintain the isolation distance as listed in (G)(3) of this chapter	3718.02	No, general rulemaking authority	No, general rulemaking authority

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3701-29-06 (G)(3)	Shall	List of minimum isolation distances that HSTS must meet	3718.02	Yes, state law	Yes, state law
3701-29-06 (G)(3)(a)	Shall	List of items that HSTS systems and components having a 10 foot isolation distance from	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-06 (G)(3)(b)	Shall	List of items that HSTS systems and components having a 50 foot isolation distance from	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-06 (G)(3)(c)	Shall	List of items that HSTS systems and components having a 50 foot isolation distance from a private water system and vertical open/closed loop geothermal systems	3718.02	Yes, state law	Yes, state law
3701-29-06 (G)((3)(d)	Shall	Isolation distances and exemptions for sewers and waste drains outside the dwelling	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-06 (G)((3)(d)	Must	Isolation distances and exemptions for sewers and waste drains outside the dwelling if they cross	3718.02	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-06 (G)((3)(d)(i)	Shall	when sewer and water lines cross close to foundations other conditions are reviewed	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-06 (G)((3)(d) (ii)	Shall	when sewer and water lines cross close to foundations other conditions are reviewed	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-06 (G)((3)(d)(ii)	Shall	when sewer and water lines cross close to foundations other conditions are reviewed	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-06 (G)((3)(d)(ii)	Shall not	a water service line and sewer line is not able to share the same trench until they cross	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-06 (G)(3)(e)	Require	Watertight non-treatment devices or components for replacement systems may be installed within the horizontal isolation distance provided they will not directly affect surface or subsurface water sources or other structures.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-06 (G)(3)(f)	Shall	Any more stringent horizontal isolation distance included as a condition of an approval by the director of health or defined in these rules for specific STS or treatment components.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-06 (G)(4)	Shall	When a part of the HSTS can not be sited on the same parcel as the dwelling it serves, then conditions need to be meet	3718.02	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-06 (G)(4)	Shall	When a part of the HSTS can not be sited on the same parcel as the dwelling it serves, then conditions need to be met	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-06 (G)(4)(a)	Require	Mandates when a STS is not on the same parcel as the dwelling that a permanent legal easement is needed	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-06 (G)(4)(c)	Require	When STS is abandoned and tied into sanitary sewer then the easement is no longer needed	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-06 (G)(4)(a)	Shall	A permanent recorded easement is needed when a part of the HSTS can not be sited on the same parcel as the dwelling it serves and when needed a permit is not issued until easement is recorded	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-06 (G)(4)(a)	Shall not	A permit is not issued until easement is recorded	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-06 (G)(4)(b)	Shall	When a part of the HSTS can not be sited on the same parcel as the dwelling it serves, the parcels be merged or reconfigured or recorded on the deed.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-06 (G)(4)(c)	Shall	When easement or merger or parcels needed if abandoned per code	3718.02	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-06 (H)	Shall not	A list of conditions and prohibitions for a STS	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-06 (H)(1)	Shall not	STS not installed in flood way or any new system in a 100 year flood plain with exceptions and prohibitions	3718.02	Yes, state law	Yes, state law
3701-29-06 (H)(2)	Shall not	STS not installed within a jurisdictional wetland subject to US Army Corp of Engineers permit 404 or Ohio EPA 401 certifications	3718.02	Yes, state law	Yes, state law
3701-29-06 (H)(3)	Shall not	STS not sited within the sanitary isolation radius of a public water system well as determined in accordance with rule 3745-09-04 of the Administrative Code.	3718.02	Yes, state law	Yes, state law
3701-29-06 (H)(3)	Shall not	SFOSTS has additional considerations in design when within the inner management zone of a drinking water source protection area determined to be highly susceptible to contamination by the Ohio EPA source water assessment and protection program	3718.02	Yes, state law	Yes, state law
3701-29-06 (H)(3)	Require	SFOSTS shall have additional design and/or O&M requirements when sited within the inner management zone of a drinking water source protection area determined to be highly susceptible to contamination by the Ohio EPA source water assessment and protection program for a community or non-transient non-community public water system	3718.08	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-06 (H)(4)	Shall not	No STS site is soil and site conditions that would violate compliance with this chapter	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-06 (H)(4)	Prohibit	A STS shall not be sited in soil and site conditions that prohibit compliance with this chapter.	3718.02	Yes, state law	Yes, state law
3701-29-06 (I)	Shall not	No STS sited, permitted, or installed where a sanitary sewerage system is accessible, unless otherwise excepted by law. Whenever a sanitary sewerage system becomes accessible to a dwelling or structure served by a STS, the dwelling and/or structures shall be connected to the sanitary sewerage system and the STS abandoned in accordance with rule 3701-29-21 of the Administrative Code.	3718.02	Yes, state law	Yes, state law
3701-29-06 (I)	Shall	when sanitary sewer becomes accessible connection to public sewer a must	3718.02	Yes, state law	Yes, state law
3701-29-06 (I)(1)	Shall	Determining accessibility to sanitary sewer	3718.02	Yes, state law	No, general rulemaking authority
3701-29-06 (I)(2)	Shall	Directs Boards of Health to consult with sanitary entity to determine sanitary sewage accessibility	3718.02	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-06 (I)(1)	Prohibit	In determining the accessibility of a sanitary sewerage system a board of health may consider the availability of connection, local or state ordinances or rules prohibiting or requiring connection, the technical feasibility of connection, the ability of the sanitary sewerage system and associated treatment facility to accept additional flows, and the distance from the foundation wall of the structure from which sewage originates to the nearest boundary of the right-of-way within which the sewer is located.	3718.02	Yes, state law	Yes, state law
3701-29-06 (J)	Shall not	The conditions and schedule for connection to a sanitary sewer which may be established by the board of health shall not conflict with findings and orders by the Ohio EPA or orders from the county commissioners or other local authority.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (A)	Shall	Describes the knowledge and experience of soil evaluators to facilitate the review of site and soil conditions,	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (A)	Shall	Describes the knowledge and experience of soil evaluators to facilitate the review of site and soil conditions, information provided by the homeowner, and these rules to identify appropriate areas for the siting of STS or GWRS. Soil evaluators shall be knowledgeable of the requirements of this chapter, available STS technologies, and the science of pedology.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (A)	Shall	list those that are classified to so soil evaluations	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (A)(1)	Shall	list those that are classified to so soil evaluations	3718.02	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-07 (A)(2)	Shall	list those that are classified to so soil evaluations	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (A)(3)	Shall	list those that are classified to so soil evaluations	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (A)(4)	Shall	list those that are classified to so soil evaluations	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (A)(5)	Shall	list those that are classified to so soil evaluations	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (B)	Shall	If Boards of Health do soil evaluations, nothing prevents a homeowner from securing a soil evaluation from an independent agent in compliance with paragraph (A) of this rule in lieu of a soil evaluation completed by the board of health	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (C)	Shall	soil evaluators shall perform the following tasks required for soil evaluations through submission of complete and accurate soil evaluations:	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (C)(1)	Shall	soil evaluators shall perform the following tasks required for soil evaluations through submission of complete and accurate soil evaluations:	3718.02	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-07 (C)(2)	Shall	soil evaluators shall perform the following tasks required for soil evaluations through submission of complete and accurate soil evaluations:	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (C)(2)(a)	Shall	soil evaluators shall perform the following tasks required for soil evaluations through submission of complete and accurate soil evaluations:	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (C)(2)(b)	Shall	soil evaluators shall perform the following tasks required for soil evaluations through submission of complete and accurate soil evaluations:	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (C)(2)(c)	Shall	soil evaluators shall perform the following tasks required for soil evaluations through submission of complete and accurate soil evaluations:	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (C)(2)(d)	Shall	soil evaluators shall perform the following tasks required for soil evaluations through submission of complete and accurate soil evaluations:	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (C)(2)(e)	Shall	soil evaluators shall perform the following tasks required for soil evaluations through submission of complete and accurate soil evaluations:	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (C)(3)	Shall	soil evaluators shall perform the following tasks required for soil evaluations through submission of complete and accurate soil evaluations:	3718.02	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-07 (C)(4)	Shall	soil evaluators shall perform the following tasks required for soil evaluations through submission of complete and accurate soil evaluations:	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (C)(1)	Shall	soil evaluators shall perform the following tasks required for soil evaluations through submission of complete and accurate soil evaluations:	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (D)	Shall	States that the soil evaluator the site.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (D)(1)	Shall	Documentation of the soil evaluation by a soil evaluator is done a form prescribe by the Director. And be representative of each area reviewed	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (D)(2)	Shall	Soil Evaluators mark or flag the areas that were evaluated.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (D)(2)	May not	Location of the soil boring/excavations do not have to be flagged if using natural in place markers in the field	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (D)(2)	Require	Location of the soil boring/excavations do not have to be flagged if using natural in place markers in the field	3718.02	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-07 (D)(3)	Shall	That documentation submitted to Boards of Health be legible and contain sufficient details to ensure compliance with rule	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (E)	Shall	List of items that is included in a complete soil evaluation	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (E) (1)	Shall	List of items that is included in a complete soil evaluation	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (E) (1)(a)	Shall	List of items that is included in a complete soil evaluation	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (E) (1)(b)	Shall	List of items that is included in a complete soil evaluation	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (E) (1)(c)	Shall	List of items that is included in a complete soil evaluation	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (E) (1)(d)	Shall	List of items that is included in a complete soil evaluation	3718.02	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-07 (E) (1)(e)	Shall	List of items that is included in a complete soil evaluation	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (E) (1)(g)	Shall	List of items that is included in a complete soil evaluation	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (E) (1)(g)	Prohibit	Identification of areas with conditions that would prohibit or impact the siting of a STS or GWRS in accordance with this chapter	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (E) (2)	Shall	Record of the site and soil characteristics for each soil boring and/or excavation location designated in this paragraph using the nomenclature from the NRCS field book for describing and sampling soils on a form prescribed by the director of health, including but not limited to:	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (E) (2)(a)	Shall	List of items that is included in a complete soil evaluation	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (E) (2)(b)	Shall	List of items that is included in a complete soil evaluation	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (E)(2)(c)	Shall	List of items that is included in a complete soil evaluation	3718.02	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-07 (E)(2)(d)	Shall	List of items that is included in a complete soil evaluation	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (E)(2)(e)	Shall	List of items that is included in a complete soil evaluation	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (E)(2)(g)	Shall	List of items that is included in a complete soil evaluation	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-07 (E)(2)(g)	Shall	List of items that is included in a complete soil evaluation	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-08(A)	Shall	Lot split approval process	3718.02 (A)(12)	Yes, state law	Yes, state law
3701-29-08(A)	Shall	Lot split approval process	3718.02 (A)(12)	Yes, state law	Yes, state law
3701-29-08(B)(1)	Shall	Lot split approval process	3718.02 (A)(12)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-08(B)(2)	Shall	Lot split approval process	3718.02 (A)(12)	Yes, state law	Yes, state law
3701-29-08(B)(3)	Shall	Lot split approval process	3718.02 (A)(12)	Yes, state law	Yes, state law
3701-29-08(B)(3)	Shall	Lot split approval process	3718.02 (A)(12)	Yes, state law	Yes, state law
3701-29-08(B)(3)(a)	Shall	Lot split approval process	3718.02 (A)(12)	Yes, state law	Yes, state law
3701-29-08(B)(3)(b)	Shall	Lot split approval process	3718.02 (A)(12)	Yes, state law	Yes, state law
3701-29-08(B)(3)(c)	Shall	Lot split approval process	3718.02 (A)(12)	Yes, state law	Yes, state law
3701-29-08(B)(3)(d)	Shall	Lot split approval process	3718.02 (A)(12)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-08(B)(4)	Shall	Lot split approval process	3718.02 (A)(12)	Yes, state law	Yes, state law
3701-29-08(B)(5)	Shall	Lot split approval process	3718.02 (A)(12)	Yes, state law	Yes, state law
3701-29-08(B)(6)	Shall	Lot split approval process	3718.02 (A)(12)	Yes, state law	Yes, state law
3701-29-08(B)(6)	Shall	Lot split approval process	3718.02 (A)(12)	Yes, state law	Yes, state law
3701-29-08(B)(7)	Shall	Lot split approval process	3718.02 (A)(12)	Yes, state law	Yes, state law
3701-29-08(B)(7)	Shall	Lot split approval process	3718.02 (A)(12)	Yes, state law	Yes, state law
3701-29-08(B)(7)	Shall	Lot split approval process	3718.02 (A)(12)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-08(C)	Shall	Lot split approval process	3718.02 (A)(12)	Yes, state law	Yes, state law
3701-29-08(C)(1)	Shall	Lot split approval process	3718.02 (A)(12)	Yes, state law	Yes, state law
3701-29-08(C)(1)	Require	Lot split approval process	3718.02 (A)(12)	Yes, state law	Yes, state law
3701-29-08(C)(2)	Shall	Lot split approval process	3718.02 (A)(12)	Yes, state law	Yes, state law
3701-29-08(C)(2)	Shall	Lot split approval process	3718.02 (A)(12)	Yes, state law	Yes, state law
3701-29-08(C)(3)	Shall	Lot split approval process	3718.02 (A)(12)	Yes, state law	Yes, state law
3701-29-08(D)	Shall	Lot split approval process	3718.02 (A)(12)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-08(E)	Shall	Lot split approval process	3718.02 (A)(12)	Yes, state law	Yes, state law
3701-29-08(E)	Shall	Lot split approval process	3718.02 (A)(12)	Yes, state law	Yes, state law
3701-29-08(F)	Shall	Lot split approval process	3718.02 (A)(12)	Yes, state law	Yes, state law
3701-29-09(A)	Shall	Site evaluation for septic installation	3718.02(A)(2)	Yes, state law	Yes, state law
3701-29-09(A)	Require	Site evaluation for septic installation	3718.02(A)(2)	Yes, state law	Yes, state law
3701-29-09(A)(1)	Shall	Site evaluation for septic installation	3718.02(A)(2)	Yes, state law	Yes, state law
3701-29-09(A)(1)(a)	Shall	Site evaluation for septic installation	3718.02(A)(2)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-09(A)(1)(b)	Shall	Site evaluation for septic installation	3718.02(A)(2)	Yes, state law	Yes, state law
3701-29-09(A)(1)(c)	Shall	Site evaluation for septic installation	3718.02(A)(2)	Yes, state law	Yes, state law
3701-29-09(A)(1)(d)	Shall	Site evaluation for septic installation	3718.02(A)(2)	Yes, state law	Yes, state law
3701-29-09(A)(1)(d)	Shall	Site evaluation for septic installation	3718.02(A)(2)	Yes, state law	Yes, state law
3701-29-09(A)(2)	Shall	Site evaluation for septic installation	3718.02(A)(2)	Yes, state law	Yes, state law
3701-29-09(A)(2)	Shall	Site evaluation for septic installation	3718.02(A)(2)	Yes, state law	Yes, state law
3701-29-09(A)(3)(a)	Shall	Site evaluation for septic installation	3718.02(A)(2)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-09(A)(3)(b)	Shall	Site evaluation for septic installation	3718.02(A)(2)	Yes, state law	Yes, state law
3701-29-09(A)(3)(c)	Shall	Site evaluation for septic installation	3718.02(A)(2)	Yes, state law	Yes, state law
3701-29-09(A)(3)(d)	Shall	Site evaluation for septic installation	3718.02(A)(2)	Yes, state law	Yes, state law
3701-29-09(A)(4)	Shall	Site evaluation for septic installation	3718.02(A)(2)	Yes, state law	Yes, state law
3701-29-09(A)(4)	Shall	Site evaluation for septic installation	3718.02(A)(2)	Yes, state law	Yes, state law
3701-29-09(B)	Shall	Permit for septic installation specifications	3718.02(A)(5)	Yes, state law	Yes, state law
3701-29-09(B)(1)(a)	Shall	Permit for septic installation specifications	3718.02(A)(5)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-09(B)(1)(a)	Shall	Permit for septic installation specifications	3718.02(A)(5)	Yes, state law	Yes, state law
3701-29-09(B)(1)(b)	Shall	Permit for septic installation specifications	3718.02(A)(5)	Yes, state law	Yes, state law
3701-29-09(B)(1)(c)	Shall	Permit for septic installation specifications	3718.02(A)(5)	Yes, state law	Yes, state law
3701-29-09(B)(2)	Shall	Permit for septic installation specifications	3718.02(A)(5)	Yes, state law	Yes, state law
3701-29-09(B)(2)	Shall	Permit for septic installation specifications	3718.02(A)(5)	Yes, state law	Yes, state law
3701-29-09(B)(3)	Shall	Permit for septic installation specifications	3718.02(A)(5)	Yes, state law	Yes, state law
3701-29-09(B)(3)	Shall	Permit for septic installation specifications	3718.02(A)(5)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-09(B)(4)	Require	Permit for septic installation specifications	3718.02(A)(5)	Yes, state law	Yes, state law
3701-29-09(B)(5)	Shall	Permit for septic installation specifications	3718.02(A)(5)	Yes, state law	Yes, state law
3701-29-09(B)(6)	Shall	Permit for septic installation specifications	3718.02(A)(5)	Yes, state law	Yes, state law
3701-29-09(C)	Shall	Permit for replacing septic/incremental repair specifications	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-09(C)	Require	Permit for replacing septic/incremental repair specifications	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-09(C)	Shall	Permit for replacing septic/incremental repair specifications	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-09(C)(1)	Shall	Permit for replacing septic/incremental repair specifications	3718.02(A)(3)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-09(C)(2)(f)	Require	Permit for replacing septic/incremental repair specifications	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-09(D)	Shall	Permit for septic installation specifications	3718.02(A)(5)	Yes, state law	Yes, state law
3701-29-09(D)(1)	Shall	Permit for septic installation specifications	3718.02(A)(5)	Yes, state law	Yes, state law
3701-29-09(D)(2)	Shall	Permit for septic installation specifications	3718.02(A)(5)	Yes, state law	Yes, state law
3701-29-09(D)(2)	Shall	Permit for septic installation specifications	3718.02(A)(5)	Yes, state law	Yes, state law
3701-29-09(D)(2)	Shall	Permit for septic installation specifications	3718.02(A)(5)	Yes, state law	Yes, state law
3701-29-09(D)(3)	Shall	Permit for septic installation specifications	3718.02(A)(5)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-09(D)(3)	Shall	Permit for septic installation specifications	3718.02(A)(5)	Yes, state law	Yes, state law
3701-29-09(D)(3)	Shall	Permit for septic installation specifications	3718.02(A)(5)	Yes, state law	Yes, state law
3701-29-09(E)	Shall	Inspection of septic installation specifications	3718.02(A)(1)	Yes, state law	Yes, state law
3701-29-09(E)	Shall	Inspection of septic installation specifications	3718.02(A)(1)	Yes, state law	Yes, state law
3701-29-09(E)	Require	Inspection of septic installation specifications	3718.02(A)(1)	Yes, state law	Yes, state law
3701-29-09(E)	Shall	Inspection of septic installation specifications	3718.02(A)(1)	Yes, state law	Yes, state law
3701-29-09(F)	shall	As-built drawing Requirements	3718.02(A)(5)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-09(F)	shall	As-built drawing Requirements	3718.02(A)(5)	Yes, state law	Yes, state law
3701-29-09(F)(1)	shall	As-built drawing Requirements	3718.02(A)(5)	Yes, state law	Yes, state law
3701-29-09(F)(1)	shall	As-built drawing Requirements	3718.02(A)(5)	Yes, state law	Yes, state law
3701-29-09(F)(2)	shall	As-built drawing Requirements	3718.02(A)(5)	Yes, state law	Yes, state law
3701-29-09(F)(3)	shall	As-built drawing Requirements	3718.02(A)(5)	Yes, state law	Yes, state law
3701-29-09(F)(4)	shall	As-built drawing Requirements	3718.02(A)(5)	Yes, state law	Yes, state law
3701-29-09(G)	Shall	Approval of installation	3718.02(A)(1)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-09(G)	Require	Approval of installation	3718.02(A)(1)	Yes, state law	Yes, state law
3701-29-09(G)	Shall	Approval of installation	3718.02(A)(1)	Yes, state law	Yes, state law
3701-29-09(H)	Shall	12 month installation inspection specifications	3718.02(A)(6)	Yes, state law	Yes, state law
3701-29-09(H)(1)	Shall	12 month installation inspection specifications	3718.02(A)(6)	Yes, state law	Yes, state law
3701-29-09(H)(1)	Shall	12 month installation inspection specifications	3718.02(A)(6)	Yes, state law	Yes, state law
3701-29-09(H)(2)	Shall	12 month installation inspection specifications	3718.02(A)(6)	Yes, state law	Yes, state law
3701-29-09(I)	Shall	Operation permit requirements	3718.02(A)(3)(c)	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-09(I)	Shall	Operation permit requirements	3718.02(A)(3)(c)	Yes, state law	Yes, state law
3701-29-09(I)(1)(a)	Shall	Operation permit requirements	3718.02(A)(3)(c)	Yes, state law	Yes, state law
3701-29-09(I)(1)(b)	Shall	Operation permit requirements	3718.02(A)(3)(c)	Yes, state law	Yes, state law
3701-29-09(I)(1)(c)	Shall	Operation permit requirements	3718.02(A)(3)(c)	Yes, state law	Yes, state law
3701-29-09(I)(2)	Shall	Operation permit requirements	3718.02(A)(3)(c)	Yes, state law	Yes, state law
3701-29-09(I)(2)(a)	Shall	Operation permit requirements	3718.02(A)(3)(c)	Yes, state law	Yes, state law
3701-29-09(I)(2)(b)	Shall	Operation permit requirements	3718.02(A)(3)(c)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-09(I)(2)(c)	Shall	Operation permit requirements	3718.02(A)(3)(c)	Yes, state law	Yes, state law
3701-29-09(I)(2)(c)	Shall	Operation permit requirements	3718.02(A)(3)(c)	Yes, state law	Yes, state law
3701-29-09(I)(2)(c)(i)	Shall	Operation permit requirements	3718.02(A)(3)(c)	Yes, state law	Yes, state law
3701-29-09(I)(3)	Shall	Operation permit requirements	3718.02(A)(3)(c)	Yes, state law	Yes, state law
3701-29-09(I)(4)	Shall	Operation permit requirements	3718.02(A)(3)(c)	Yes, state law	Yes, state law
3701-29-09(J)	Shall	Reporting Requirements	3718.02(A)(5)	Yes, state law	Yes, state law
3701-29-09(J)	Shall	Reporting Requirements	3718.02(A)(5)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-09(K)	Shall	Records retention requirements	3718.02(A)(10)	Yes, state law	Yes, state law
3701-29-09(K)	Shall	Records retention requirements	3718.02(A)(10)	Yes, state law	Yes, state law
3701-29-10(A)	Shall	Requirements for STS designs	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-10(A)	Shall	Requirements for designers	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-10(B)(1)	Shall	Requirements for designers	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-10(B)(2)	Shall	Requirements for designers	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-10(B)(3)	Shall	Requirements for designers	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-10(B)(4)	Shall	Requirements for designers	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-10(B)(5)	Shall	Requirements for designers	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-10(B)(6)	Shall	Requirements for designers	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-10(B)(7)	Shall	Requirements for designers	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-10(B)(8)	Shall	Requirements for designers	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-10(C)	Shall	Requirements for designers	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-10(C)	Shall	Requirements for designers	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-10(C)	Shall	Requirements for designers	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-10(C)(1)	Shall	Design Standards	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-10(C)(2)	Shall	Design Standards	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-10(C)(3)	Shall	Design Standards	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-10(C)(4)	Shall	Design Standards	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-10(C)(5)	Shall	Design Standards	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-10(C)(6)	Shall	Design Standards	3718.02(A)(3)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-10(C)(7)	Shall	Design Standards	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-10(C)(7)	Shall	Design Standards	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-10(C)(7)	Shall	Design Standards	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-10(C)(8)	Shall	Design Standards	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-10(C)(9)(a)	Shall	Design Standards	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-10(C)(9)(b)	Shall	Design Standards	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-10(C)(9)(c)	Shall	Design Standards	3718.02(A)(3)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-10(C)(9)(d)	Shall	Design Standards	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-10(C)(9)(e)	Shall	Design Standards	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-10(C)(9)(f)	Shall	Design Standards	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-10(C)(10)(a)	Shall	Design Standards	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-10(C)(10)(b)	Shall	Design Standards	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-10(C)(10)(c)	Shall	Design Standards	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-10(C)(11)	Shall	Design Standards	3718.02(A)(3)	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-10(C)(12)	Shall	Design Standards	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-10(C)(13)	Shall	Design Standards	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-11(A)	Shall	Flow and waste strength requirements	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-11(A)	Require	Flow and waste strength requirements	3718.02(A)	No, general rulemaking authority	Yes, state law
3701-29-11(B)(1)	Shall	Flow and waste strength requirements	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-11(B)(1)	Shall	Flow and waste strength requirements	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-11(B)(2)	Shall	Flow and waste strength requirements	3718.02(A)(3)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-11(B)(2)	Shall	Flow and waste strength requirements	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-11(B)(3)	Shall	Flow and waste strength requirements	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-11(B)(3)	Shall	Flow and waste strength requirements	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-11(B)(4)	Shall	Flow and waste strength requirements	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-11(B)(4)	Shall	Flow and waste strength requirements	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-11(B)(5)	Shall	Flow and waste strength requirements	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-11(B)(5)	Shall	Flow and waste strength requirements	3718.02(A)(3)	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-11(B)(5)	Shall	Flow and waste strength requirements	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-11(C)	Shall	Flow and waste strength requirements	3718.02(A)(3)(b)	Yes, state law	Yes, state law
3701-29-11(C)	Shall	Flow and waste strength requirements	3718.02(A)(3)(b)	Yes, state law	Yes, state law
3701-29-11(D)	Shall	Waste Strength requirements	3718.02(A)(3)(b)	Yes, state law	Yes, state law
3701-29-11(E)(1)	Shall	Waste Strength requirements	3718.02(A)(3)(b)	Yes, state law	Yes, state law
3701-29-11(E)(1)	Shall	Waste Strength requirements	3718.02(A)(3)(b)	Yes, state law	Yes, state law
3701-29-11(E)(1)	Shall	Waste Strength requirements	3718.02(A)(3)(b)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-11(E)(2)	Shall	Waste Strength requirements	3718.02(A)(3)(b)	Yes, state law	Yes, state law
3701-29-11(E)(2)	Shall	Waste Strength requirements	3718.02(A)(3)(b)	Yes, state law	Yes, state law
3701-29-11(F)	Shall	Sizing requirements of grease interceptor	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-11(F)	Shall	Sizing requirements of grease interceptor	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-11(F)	Shall	Sizing requirements of grease interceptor	3718.02(A)(3)	Yes, state law	Yes, state law
3701-29-12(A)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(B)(1)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-12(B)(2)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(B)(3)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(B)(4)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(B)(5)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(C)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(C)(1)(a)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(C)(1)(b)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-12(C)(1)(c)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(C)(1)(d)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(C)(1)(e)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(C)(2)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(C)(2)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(C)(3)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(C)(3)	Shall	Effluent Filter Specifications	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-12(C)(3)	Shall	Effluent Filter Specifications	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(D)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(D)(1)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(D)(1)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(D)(2)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(D)(2)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(D)(3)	Must	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-12(D)(3)	Must	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(D)(4)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(D)(5)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(E)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(E)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(F)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(F)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-12(F)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(G)	Require	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(H)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(H)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(H)(1)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(H)(2)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(H)(3)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-12(H)(4)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(H)(5)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(H)(5)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(H)(6)(b)(i)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(H)(6)(c)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(H)(7)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(H)(7)(c)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-12(H)(8)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(I)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(I)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(I)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(I)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(I)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(J)(1)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-12(J)(2)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(J)(2)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(J)(2)(a)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(J)(2)(b)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(J)(2)(b)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(J)(2)(c)	Shall	Specifications for tanks used in STS	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-12(J)(2)(c)	Shall	Specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-12(K)(1)	Shall	Specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(K)(1)	Shall	Specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(K)(1)	Must	Specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(K)(2)	Shall	Specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(K)(2)	Shall	Specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(K)(3)	Shall	Specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(K)(3)	Shall	Specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-12(K)(4)	Must	Specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(K)(5)	Must	Specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(M)	Shall	Specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(M)	Shall	Specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(M)(1)	Must	Design specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(M)(1)	Must	Design specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(M)(3)	Shall	Design specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-12(M)(3)	Shall	Design specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(M)(3)	Shall	Design specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(M)(3)	Shall	Design specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(M)(3)	Require	Design specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(M)(4)	Shall	Design specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(M)(4)	Shall	Design specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(M)(4)	Shall	Design specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-12(M)(5)	Shall	Design specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(M)(5)	Shall	Design specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(M)(5)	Shall	Design specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(N)	Require	Electrical Inspection of STS Componenets	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(O)	Shall	Manufacturer Installation and Operation Specifications	3718.02(A)(11)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(P)	Shall	Design specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(P)	Shall	Design specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-12(P)(1)	Shall	Design specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(P)(1)	Shall	Design specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(P)(2)	Shall	Design specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(P)(2)	Shall	Design specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(Q)	Shall	Design specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(R)	Shall	Design specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(R)	Shall	Design specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-12(R)	Shall	Design specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-12(S)	Shall	Design specifications for devices used in STS	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(A)(1)	Shall	Specifications for non gravel leaching components	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(A)(1)	Shall	Specifications for non gravel leaching components	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(A)(1)	Shall	Specifications for non gravel leaching components	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(A)(1)(a)(i)	Shall	Specifications for non gravel leaching components	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(A)(1)(a)(ii)	Shall	Specifications for non gravel leaching components	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13(A)(1)(a)(iii)	Shall	Specifications for non gravel leaching components	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(A)(1)(a)(iv)	Shall	Specifications for non gravel leaching components	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(A)(1)(b)(i)	Shall	Specifications for non gravel leaching components	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(A)(1)(b)(ii)	Shall	Specifications for non gravel leaching components	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(A)(1)(b)(ii)	Shall	Specifications for non gravel leaching components	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(A)(1)(b)(iii)	Shall	Specifications for non gravel leaching components	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(A)(1)(b)(iv)	Shall	Specifications for non gravel leaching components	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13(A)(1)(b)(v)	Shall	Specifications for non gravel leaching components	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(A)(1)(b)(vi)	Shall	Specifications for non gravel leaching components	3718.02(A)	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(B)	Shall	Product Approval Requirements	3718.04	Yes, state law	Yes, state law
3701-29-13(B)(1)	Shall	Product Approval Requirements	3718.04	Yes, state law	Yes, state law
3701-29-13(B)(2)	Shall	Product Approval Requirements	3718.04	Yes, state law	Yes, state law
3701-29-13(B)(3)	Shall	Product Approval Requirements	3718.04	Yes, state law	Yes, state law
3701-29-13(B)(3)	Shall	Product Approval Requirements	3718.04	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13(B)(3)	Require	Product Approval Requirements	3718.04	Yes, state law	Yes, state law
3701-29-13(B)(3)	Shall	Product Approval Requirements	3718.04	Yes, state law	Yes, state law
3701-29-13(C)	Shall	Product Approval Requirements	3718.04	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(D)	Shall	Product Renewal Requirements	3718.04	Yes, state law	Yes, state law
3701-29-13(D)	Shall	Product Renewal Requirements	3718.04	Yes, state law	Yes, state law
3701-29-13(E)	Shall	Product Specifications	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-13(E)	Shall	Product Specifications	3718.02(A)(17)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13(E)	Shall	Product Specifications	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-13(E)	Shall	Product Specifications	3718.02(A)(17)	Yes, state law	Yes, state law
3701-29-13(F)(1)(a)	Shall	Product Sampling Specifications	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(F)(1)(a)	Must	Product Sampling Specifications	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(F)(1)(b)	Shall	Product Sampling Specifications	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(F)(1)(b)	Must	Product Sampling Specifications	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(F)(1)(c)	Shall	Product Sampling Specifications	3718.02	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13(F)(1)(c)	Must	Product Sampling Specifications	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(F)(1)(d)	Shall	Product Sampling Specifications	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(F)(1)(d)	Must	Product Sampling Specifications	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(F)(1)(e)	Shall	Product Sampling Specifications	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(F)(1)(e)	Must	Product Sampling Specifications	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(F)(2)(a)	Shall	Product Sampling Specifications	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(F)(2)(a)	Shall	Product Sampling Specifications	3718.02	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13(F)(2)(b)	Shall	Product Sampling Specifications	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(F)(2)(b)	Shall	Product Sampling Specifications	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(F)(2)(c)	Shall	Product Sampling Specifications	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(F)(2)(c)	Shall	Product Sampling Specifications	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(F)(3)	Shall	Product Sampling Specifications	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(G)	Shall not	Disinfection Specifications	3718.04	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(H)	Shall	Installation Specifications	3718.02(A)(11)	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13(H)	Shall	Installation Specifications	3718.02(A)(11)	Yes, state law	Yes, state law
3701-29-13(I)	Shall	Operation and Maintenance Specifications	3718.02(A)(11)	Yes, state law	Yes, state law
3701-29-13(I)	Shall	Operation and Maintenance Specifications	3718.02(A)(11)	Yes, state law	Yes, state law
3701-29-13(I)	Require	Operation and Maintenance Specifications	3718.02(A)(11)	Yes, state law	Yes, state law
3701-29-13(J)	Shall	Operation and Maintenance Specifications	3718.02(A)(11)	Yes, state law	Yes, state law
3701-29-13(J)	Shall	Operation and Maintenance Specifications	3718.02(A)(11)	Yes, state law	Yes, state law
3701-29-13(J)	Must	Operation and Maintenance Specifications	3718.02(A)(11)	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13(J)	Shall	Operation and Maintenance Specifications	3718.02(A)(11)	Yes, state law	Yes, state law
3701-29-13(K)	Shall	Product Review Process	3718.04	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(K)	Shall	Product Review Process	3718.04	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(L)	Shall	Product Review Process	3718.04	Yes, state law	Yes, state law
3701-29-13(M)	Shall	Manufacturer Requirements	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(M)	Shall	Manufacturer Requirements	3718.03	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(N)	Shall	Manufacturer Records Retention Process	3718.02	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13(O)	Shall	Manufacturer Requirements	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(O)	Shall	Manufacturer Requirements	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(P)	Shall	Product Specifications	3718.04	Yes, state law	Yes, state law
3701-29-13(P)	Shall	Product Specifications	3718.04	Yes, state law	Yes, state law
3701-29-13(Q)(1)(a)	Shall	NPDES Product Specifications	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(Q)(1)(b)	Shall	NPDES Product Specifications	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(Q)(2)	Shall	NPDES Product Specifications	3718.02	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13(R)	Shall	Tertiary Treatment Specifications	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-13(R)	Shall	Tertiary Treatment Specifications	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-13 Appendix A II. (B)	Must	Sand Filter Specifications	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-13 Appendix A II. (B)	May not	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A II. (C)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A II. (D)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A II. (E)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13 Appendix A II. (F)	Require	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A II. (F)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A II. (G)	Must	Septic Tank Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III (A)(1)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III (A)(1)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III (A)(1)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III (A)(2)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law

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3701-29-13 Appendix A III (A)(2)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III (A)(3)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III (A)(3)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III (B)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III (B)(1)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III (B)(1)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III (B)(2)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13 Appendix A III (B)(2)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III (B)(3)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III (B)(3)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III (B)(3)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III (B)(4)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III (B)(4)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III (B)(5)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13 Appendix A III (B)(5)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III (B)(6)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III (B)(6)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III (B)(7)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III (B)(7)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III. (C)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III. (C)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13 Appendix A III. (C)(1)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III. (C)(2)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III. (D)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III. (D)(1)	shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III. (D)(2)	shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III. (D)(3)(a)	shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III. (D)(3)(b)	shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law

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3701-29-13 Appendix A III. (D)(3)(b)(i)	shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III. (D)(3)(b)(i)	shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III. (D)(3)(b)(ii)	shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III. (D)(3)(b)(iii)	shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III. (D)(3)(b)(iii)	shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III. (D)(3)(b)(iii)	shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III. (E)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law

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3701-29-13 Appendix A III. (E)(1)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III. (E)(2)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III. (E)(2)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III. (F)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III. (F)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III. (F)(1)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A III. (F)(1)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law

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3701-29-13 Appendix A III. (G)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A IV (A)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A IV (A)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A IV (A)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A IV (A)(1)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A IV (A)(1)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A IV (A)(2)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13 Appendix A IV (A)(2)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A IV (A)(3)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A IV (A)(3)	Shall not	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A IV (A)(4)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A IV (A)(4)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A IV (A)(4)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A IV (A)(4)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13 Appendix A IV (A)(5)(a)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A IV (A)(5)(a)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A IV (A)(6)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A IV (A)(6)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A IV (A)(7)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A IV (A)(7)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A IV (A)(8)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13 Appendix A IV (A)(9)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A IV (A)(10)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A IV. (B)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A IV. (B)(1)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A IV. (B)(1)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A IV. (B)(1)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A IV. (B)(2)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13 Appendix A V. (A)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A V.(B)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A V. (C)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A V. (D)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A V. (E)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A V. (G)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A V. (H)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13 Appendix A V. (I)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A V. (I)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A V. (I)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A V. (J)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A VI. (A)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A VI. (B)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A VI. (C)(1)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13 Appendix A VI. (C)(2)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A VI. (C)(3)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A VI. (C)(4)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix A VI. (C)(5)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B II. (A)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B II. (B)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B II. (B)	May not	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13 Appendix B II. (C)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B II. (D)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B II. (E)	Require	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (A)(1)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (A)(2)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (A)(2)(a)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (A)(2)(a)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13 Appendix B III. (A)(2)(b)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (A)(2)(b)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (A)(2)(c)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (A)(2)(c)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (A)(2)(d)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (A)(2)(d)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (A)(2)(e)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13 Appendix B III. (A)(2)(e)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (A)(2)(f)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (A)(2)(g)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (B)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (B)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (B)(1)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (B)(1)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13 Appendix B III. (B)(2)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (B)(2)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (C)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (C)(1)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (C)(4)(a)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (C)(4)(a)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (C)(4)(b)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13 Appendix B III. (C)(4)(c)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (C)(4)(c)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (C)(4)(c)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (D)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (D)(1)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (D)(1)	must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (D)(1)	must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13 Appendix B III. (D)(2)(a)	shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (D)(2)(b)	shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (D)(2)(b)	shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (E)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (E)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (E)(1)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (E)(1)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13 Appendix B III. (F)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B III. (F)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B IV. (A)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B IV. (A)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B IV. (A)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B IV. (A)	Shall not	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B IV. (B)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13 Appendix B IV. (B)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B IV. (B)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B IV. (B)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B IV. (B)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B IV. (B)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B IV. (B)(1)	must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B IV. (B)(1)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13 Appendix B IV. (B)(1)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B IV. (B)(1)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B IV. (B)(2)	shall not	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B IV. (B)(2)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B IV. (B)(2)	must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B IV. (B)(2)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B IV. (B)(3)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13 Appendix B IV. (B)(3)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B IV. (B)(3)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B IV. (B)(3)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B IV. (B)(4)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B IV. (B)(5)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B IV. (B)(5)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B IV. (C)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13 Appendix B IV. (C)(1)	shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B IV. (C)(1)	shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B IV. (C)(2)	shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B IV. (C)(2)	shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B IV. (C)(3)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B IV. (C)(3)	shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B IV. (D)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law

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3701-29-13 Appendix B IV. (D)	Must	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B V. (A)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B V. (B)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B V. (C)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B V. (E)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B V. (F)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B V. (F)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-13 Appendix B. VI.	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B. VI.	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B. VI. (A)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B. VI. (B)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B. VI. (C)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B. VI. (D)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law
3701-29-13 Appendix B. VI. (E)	Shall	Sand Filter Specifications	3718.02	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-14(A)	Must	Effluent Quality Standards	3718.02(A)(3)(b)	Yes, state law	Yes, state law
3701-29-14(A)	Shall	Effluent Quality Standards	3718.02(A)(3)(b)	Yes, state law	Yes, state law
3701-29-14(B)(1)	Require	Effluent Quality Standards	3718.02(A)(3)(b)	Yes, state law	Yes, state law
3701-29-14(B)(2)	Require	Effluent Quality Standards	3718.02(A)(3)(b)	Yes, state law	Yes, state law
3701-29-14(B)(3)	Require	Effluent Quality Standards	3718.02(A)(3)(b)	Yes, state law	Yes, state law
3701-29-14(B)(4)	Require	Effluent Quality Standards	3718.02(A)(3)(b)	Yes, state law	Yes, state law
3701-29-14(C)(1)	Shall	Effluent Quality Standards	3718.02(A)(3)(b)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-15 (A)(1)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (A)(1)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (A)(2)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (B)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (B)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (B)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (C)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-15 (D)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (D)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (E)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (E)(1)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (E)(2)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (E)(3)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15(F)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-15(F)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (G)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (G)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (H)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (J)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15(L)(1)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15(L)(1)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-15(L)(2)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15(L)(2)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15(L)(2)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15(L)(3)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15(L)(3)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15(L)(3)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15(L)(4)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law

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3701-29-15(L)(4)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (M)(1)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (M)(1)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (M)(2)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (M)(2)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (N)(1)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (N)(1)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-15 (N)(1)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (N)(1)(a)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (N)(1)(a)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (N)(1)(b)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (N)(1)(b)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (N)(1)(c)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (N)(1)(c)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law

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3701-29-15 (N)(2)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (N)(2)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (N)(2)(a)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (N)(2)(b)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (N)(2)(c)(i)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (N)(2)(c)(i)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (N)(2)(c)(ii)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law

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3701-29-15 (N)(2)(c)(iii)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (N)(2)(d)(i)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (N)(2)(d)(i)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (N)(2)(d)(ii)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (N)(2)(f)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (N)(2)(h)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (N)(2)(i)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-15 (O)(1)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (O)(1)	Shall not	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (O)(3)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (O)(4)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (O)(4)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (O)(5)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (O)(5)(a)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-15 (O)(5)(a)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (O)(5)(a)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (O)(5)(b)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (O)(5)(b)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (O)(5)(b)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (O)(6)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (O)(7)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-15 (P)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (P)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (P)(1)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (P)(1)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (P)(1)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (P)(1)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (P)(2)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-15 (P)(2)	Shall not	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (P)(3)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (P)(3)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (P)(4)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (P)(4)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (Q)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-15 (Q)	Shall	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-15 (R)	May not	Soil Absorption Standards	3718.02(A)(3)(a)	Yes, state law	Yes, state law
3701-29-16 (A)	Shall	Establishes the requirements that must be met by existing drain tiles or other subsurface drainage when siting a sewage treatment system	3718.02	Yes, state law	Yes, state law
3701-29-16 (A)(1)	Shall	Prescribes that existing subsurface drainage should be avoided when siting a sewage treatment system if possible, should be at least 8 feet away if not.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (A)(1)	Shall	Prescribes that existing subsurface drainage should be avoided when siting a sewage treatment system if possible, should be at least 8 feet away if not.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (A)(2)	Shall	Existing drainage tiles shall be re-routed around the sewage treatment system when possible and the abandoned section shall be properly abandoned.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (A)(2)	Shall	Existing drainage tiles shall be re-routed around the sewage treatment system when possible and the abandoned section shall be properly abandoned.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (A)(3)	Shall	When close drain spacing occurs, effluent shall not be allowed to enter the drain	3718.02	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-16 (B)	Shall	Prescribes the requirements for surface water diversion and prevention of surface water infiltration into sewage treatment systems. Requires that surface water shall not be diverted in such a way that it would impact neighboring properties.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (B)	Shall	Prescribes the requirements for surface water diversion and prevention of surface water infiltration into sewage treatment systems. Requires that surface water shall not be diverted in such a way that it would impact neighboring properties.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (B)	Shall	Prescribes the requirements for surface water diversion and prevention of surface water infiltration into sewage treatment systems. Requires that surface water shall not be diverted in such a way that it would impact neighboring properties.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (C)	Shall	Describes the specifications and upgradient isolation requirements for interceptor drains when used as part of a sewage treatment system.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (C)	Shall	Describes the specifications and upgradient isolation requirements for interceptor drains when used as part of a sewage treatment system.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (C)	Shall	Describes the specifications and upgradient isolation requirements for interceptor drains when used as part of a sewage treatment system.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (C)	Shall	Describes the specifications and upgradient isolation requirements for interceptor drains when used as part of a sewage treatment system.	3718.02	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-16 (D)	Shall	Establishes the requirements that must be met by perimeter drains and engineered drainage systems when siting a sewage treatment system	3718.02	Yes, state law	Yes, state law
3701-29-16 (D)(1)	Shall	Describes the specifications and isolation requirements for perimeter drains and engineered drainage systems when used as part of a sewage treatment system.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (D)(2)	Must	Prescribes the depth that perimeter drains and engineered drainage systems may be installed relative to the restrictive condition in the soil.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (D)(2)	Must	Prescribes the depth that perimeter drains and engineered drainage systems may be installed relative to the restrictive condition in the soil.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (D)(3)	Shall	Prescribes that adequate vertical distance must be maintained between the bottom of a perimeter drain and the bottom of a soil absorption component to ensure flow to the drain	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (E)	Shall	Prescribes the material specifications and installation parameters that must be met for subsurface drainage	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (E)(1)	Shall	Specifications for pipe	3718.02	No, general rulemaking authority	No, general rulemaking authority

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3701-29-16 (E)(2)	Shall not	Conditions where pipe wrapped with geotextile fabric cannot be used for subsurface drainage	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (E)(3)	Shall	Prescribes the requirements for the slope of subsurface drain trenches	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (E)(4)	Shall	Prescribes the requirements for backfilling and the materials to be used when installing subsurface drainage pipes as part of a sewage treatment system	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (E)(4)	Must	Prescribes the requirements for backfilling and the materials to be used when installing subsurface drainage pipes as part of a sewage treatment system	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (E)(5)	Shall	Specifies that the drain trench and discharge pipe shall operate by gravity when possible	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (F)	Shall	Prescribes that engineered drainage shall be designed in accordance with this rule and its appendix when used to lower the seasonal water table across the soil absorption area of a sewage treatment system	3718.02	Yes, state law	Yes, state law
3701-29-16 (F)	Shall	Prescribes that engineered drainage shall be designed in accordance with this rule and its appendix when used to lower the seasonal water table across the soil absorption area of a sewage treatment system	3718.02	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-16 (F)(1)	Shall not	Engineered drainage shall not create a public health nuisance	3718.02	Yes, state law	Yes, state law
3701-29-16 (F)(2)	Shall	Prescribes that engineered drainage must be properly installed and maintained over the life of the sewage treatment system	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (F)(3)	Shall	Specifies that the engineered drainage design must indicate the depth of the seasonal; water table with and without the use of drainage	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (F)(4)	Shall	Specifies the number of days per year that the engineered drainage must lower the seasonal water table and the and limits the number of allowable consecutive days in which the soil would be continuously saturated	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (G)	Shall	Prescribes the requirement for subsurface drain outlets	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (G)(1)	Must	The drainage outlet must be accessible; prescribes material specifications and design requirements for outlet pipes	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (G)(2)	Shall	Specifies that drainage outlets shall be designed to prevent clogging and be maintained	3718.02	No, general rulemaking authority	No, general rulemaking authority

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3701-29-16 (G)(2)	Shall	Specifies that drainage outlets shall be designed to prevent clogging and be maintained	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (G)(3)	Must	Prescribes the height above the water level of the receiving stream or ground surface that the outlet must be to ensure that it may flow in all seasons	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (G)(4)	Shall	Requires the use of a pump vault if gravity flow cannot be achieved from the subsurface drain	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (G)(5)	Shall not	Requires that subsurface drains should be designed so that water does not pond at the outlet	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (G)(5)	Shall not	Requires that subsurface drains should be designed so that water does not pond at the outlet	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (G)(6)	Shall	Requires written permission to daylight subsurface drains into right-of-ways or public drainage improvements, including requirement to obtain easement(s) where applicable	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 (G)(6)	Shall	Requires written permission to daylight subsurface drains into right-of-ways or public drainage improvements, including requirement to obtain easement(s) where applicable	3718.02	No, general rulemaking authority	No, general rulemaking authority

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3701-29-16 Appendix A(I)	Shall	Prescribes design requirements for engineered drainage systems to ensure adequate function	3718.02	Yes, state law	Yes, state law
3701-29-16 Appendix A(II)(B)	Must	Requires engineered drainage to meet the requirements of rule	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 Appendix A(III)(A)(1)	Shall	Requires that a sewage treatment design using engineered drainage must include specifications and analytical solutions for the engineered drainage system using acceptable sources for the required equations	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 Appendix A(III)(A)(2)	Shall	Requires that the design plan include: engineering calculations, methodology to monitor water surface elevations, and the items that must be submitted as part of the design	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 Appendix A(III)(A)(3)	Shall	Requires the engineered drainage design to include materials and construction specifications	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 Appendix A(III)(A)(4)	Shall	Lists the items that must be included in the monitoring plan for the engineered drainage system	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 Appendix A(III)(A)(4)(b)	Shall	Requires 3 monitoring wells for engineered drainage	3718.02	No, general rulemaking authority	No, general rulemaking authority

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3701-29-16 Appendix A(III)(A)(4)(c)	Shall	Prescribes monitoring well locations	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 Appendix A(III)(A)(4)(d)	Shall	Prescribes required depth of monitoring wells	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 Appendix A(III)(A)(4)(e)	Shall	States the circumstances that require additional monitoring wells	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 Appendix A(III)(A)(6)	Shall	Prescribes that monitoring of the engineered drainage shall be conducted by a third party consultant and lists the acceptable qualifications of third party consultants	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 Appendix A(III)(A)(6)	Shall	Prescribes that monitoring of the engineered drainage shall be conducted by a third party consultant and lists the acceptable qualifications of third party consultants	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 Appendix A(III)(A)(7)	Shall	Prescribes the required frequency of water surface monitoring and the requirements for rainfall data collection	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 Appendix (III)(B)(1)(a)	Shall	Defines the depth of seasonal saturation in a soil when computer simulation models are used in engineered drainage systems	3718.02	No, general rulemaking authority	No, general rulemaking authority

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3701-29-16 Appendix (III)(B)(1)(b)	Must	Prescribes that drainage modifications must achieve the standards for seasonal saturation that are prescribed in 3701-29-16.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 Appendix (III)(B)(1)(c)	Shall	Prescribes that impacts of effluent applied to the surface of the water table should be taken into consideration when designing engineered drainage for sites with over 600 gallons per day.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 Appendix (III)(B)(1)(c)	Require	Prescribes that impacts of effluent applied to the surface of the water table should be taken into consideration when designing engineered drainage for sites with over 600 gallons per day.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 Appendix (III)(B)(1)(d)	Shall	Defines the required qualifications for individuals who may design and submit engineered drainage proposals to the local health department.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 Appendix (III)(B)(1)(e)	Shall	Requires data inputs for engineered drainage simulations to follow the user's guide for the model being used.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 Appendix (III)(B)(1)(f)	Shall	Requires that a sensitivity analysis be performed and used to establish which parameters are most critical when siting engineered drainage	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-16 Appendix (III)(B)(1)(f)	Shall	Requires that a sensitivity analysis be performed and used to establish which parameters are most critical when siting engineered drainage	3718.02	No, general rulemaking authority	No, general rulemaking authority

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3701-29-16 Appendix (III)(B)(1)(f)	Shall	Requires that a sensitivity analysis be performed and used to establish which parameters are most critical when siting engineered drainage	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (A)	Shall	Types 1, 2, 3, and 4 gray water recycling shall be included under this rule as gray water recycling systems	3718.02	Yes, state law	Yes, state law
3701-29-17 (B)	Shall	Permits for gray water recycling systems shall comply with the requirements in 3701-29-09, and shall be permitted under the same permit as the sewage treatment system when both are proposed at the same time.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (B)	Shall	Permits for gray water recycling systems shall comply with the requirements in 3701-29-09, and shall be permitted under the same permit as the sewage treatment system when both are proposed at the same time.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (B)	Shall	Permits for gray water recycling systems shall comply with the requirements in 3701-29-09, and shall be permitted under the same permit as the sewage treatment system when both are proposed at the same time.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (C)	Shall	The definition of public health nuisance shall also apply to GRWS	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (D)	Shall	Outlines the requirements for GWRS	3718.02	No, general rulemaking authority	No, general rulemaking authority

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3701-29-17 (D)(1)	Shall	Gray water discharged to a GWRS shall only include domestic-type flow from fixtures that do not drain water that includes human excrement, animal or vegetable waste, or toxic chemicals.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (D)(1)	Shall	Gray water discharged to a GWRS shall only include domestic-type flow from fixtures that do not drain water that includes human excrement, animal or vegetable waste, or toxic chemicals.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (D)(1)	Shall not	Gray water discharged to a GWRS shall only include domestic-type flow from fixtures that do not drain water that includes human excrement, animal or vegetable waste, or toxic chemicals.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (D)(2)	Shall	Design flows shall be based on the flow rate of the fixtures that empty into the GWRS	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (D)(4)	Shall	GWRS must be on the property that utilizes it unless there is an easement	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (D)(5)	Must	GWRS shall have a diversion valve that can divert the gray water into the sewage system	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (D)(5)	Shall	GWRS shall have a diversion valve that can divert the gray water into the sewage system	3718.02	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-17 (D)(6)	Must	Pipes carrying gray water must be labeled with a 'non-potable water' warning	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (D)(7)	Shall	If the GWRS fails, the owner must divert gray water to the sewage treatment system	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (D)(8)	Shall	The owner of the GWRS shall keep records of the fixtures, locations, maintenance requirements, and calculations of minimum irrigation area requirements.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (D)(9)	Shall	The owner shall properly maintain the GWRS	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (D)(10)	Shall	No reductions in sizing for the sewage treatment system shall be allowed due to using a GWRS, except for a type 3 GWRS.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (D)(10)	Shall	No reductions in sizing for the sewage treatment system shall be allowed due to using a GWRS, except for a type 3 GWRS.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (E)	Shall	Prescribes the requirements for GWRS	3718.02	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-17 (E)(1)	Shall	Prescribes that types 1 and 2 GWRS shall only be used during the summer months to irrigate plants without edible portions that would be exposed to the gray water	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (E)(1)	Shall	Prescribes that types 1 and 2 GWRS shall only be used during the summer months to irrigate plants without edible portions that would be exposed to the gray water	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (E)(2)	Shall	Prescribes the volume that may be discharged by type 1 and 2 GWRS	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (E)(2)	Shall	Prescribes the volume that may be discharged by type 1 and 2 GWRS	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (E)(3)	Shall	Prescribes GWRS piping requirements	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (E)(3)	Shall not	Prescribes GWRS piping requirements	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (E)(3)	Must	Requires that gray water not surface	3718.02	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-17 (E)(4)	Shall	Prescribes GWRS cover requirements	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (E)(4)	Must	Prescribes GWRS cover requirements	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (E)(6)	Must	There must be an adequate minimum irrigation area to receive gray water in a Type 1 GWRS	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (E)(6)	Shall	Type 2 GWRS require a soil evaluation and design to determine loading rates.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (E)(6)	Shall	Type 2 GWRS require a soil evaluation and design to determine loading rates.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (E)(7)	Shall	GWRS shall be sited unsaturated soils and meet appropriate vertical separation distances	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (E)(8)	Shall	GWRS shall avoid steep slopes and frozen or saturated soils	3718.02	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-17 (E)(8)	Shall not	GWRS shall avoid steep slopes and frozen or saturated soils	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (F)	Shall	Specifies the requirements that GWRS must meet	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (F)(1)	Shall	Requires a soil evaluation for Type 3 GWRS	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (F)(2)	Shall	Type 3 GWRS must use the pretreated effluent column from Table 3 in 3701-29-15 to determine soil infiltrative loading rates, and Type 3 GWRS shall automatically receive a 12 inch soil depth credit for the vertical separation distance requirement	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (F)(2)	Shall	Type 3 GWRS must use the pretreated effluent column from Table 3 in 3701-29-15 to determine soil infiltrative loading rates, and Type 3 GWRS shall automatically receive a 12 inch soil depth credit for the vertical separation distance requirement	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (F)(3)	Shall	Type 3 GWRS shall be designed according to OAC 3701-29-15 and its appendix A requirements	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (F)(4)	Shall not	Type 3 GWRS shall not exceed 1000 gallon per day	3718.02	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-17 (F)(5)	Must	Tanks used for Type 3 GWRS must be structurally sound and water tight	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (F)(6)	Must	If hand carried gray water is poured into a gray water disposal sump connected to the soil absorption component, the disposal sump must have a screened receiving chamber.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (G)	Shall	Prescribes the requirements for Type 4 GWRS	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (G)(1)	Shall	Requires that warning signs be posted to alert the public that irrigation water is non-potable when Type 4 GWRS is used for irrigation.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (G)(2)	Shall	Type 4 GWRS shall include a pretreatment component that meets NSF/ANSI standard 350 R or C or Director-approved equivalent	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (G)(3)	Shall	Prescribes piping requirements for Type 4 GWRS and that gray water shall not pond or runoff on the surface following dispersal to the soil	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (G)(3)	Shall not	Prescribes piping requirements for Type 4 GWRS and that gray water shall not pond or runoff on the surface following dispersal to the soil	3718.02	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-17 (G)(4)	Shall	Type 4 GWRS shall be covered by at minimum 4 inches of appropriate material	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (G)(4)	Must	Type 4 GWRS shall be covered by at minimum 4 inches of appropriate material	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (G)(5)	Shall	Type 4 GWRS shall discharge more than 60 gallons per day but less than 1000	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (G)(6)	Shall	Type 4 GWRS shall require a soil evaluation to determine limiting conditions	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (G)(7)	Shall	Type 4 GWRS shall require a design to determine total irrigation area based on the specifications of the system and the soil loading rates and plant use	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (G)(8)	Shall	Type 4 GWRS shall be sited in suitable soil and maintain a 12 inch vertical separation distance to limiting conditions	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (G)(9)	Shall not	Type 4 gray water shall not be applied to >20% slopes or frozen or saturated soil	3718.02	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-17 (G)(10)	Must	Tanks, pumps, and controls must comply with the requirements of OAC 3701-29-12, except for tank size	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (I)	Must	When composting or incinerating toilets are used, all other sewage must be discharged from the dwelling	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (K)	Must	Composting toilets must meet ANSI/NSF standard 41, and if it does not, the manufacturer must submit an application seeking Director approval	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (K)	Must	Composting toilets must meet ANSI/NSF standard 41, and if it does not, the manufacturer must submit an application seeking Director approval	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (L)	Must	Incinerating toilets must be certified to NSF protocol P157 or submit application seeking Director approval. Electrical connections must comply with the national electric code	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (L)	Must	Incinerating toilets must be certified to NSF protocol P157 or submit application seeking Director approval. Electrical connections must comply with the national electric code	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (L)	Must	Incinerating toilets must be certified to NSF protocol P157 or submit application seeking Director approval. Electrical connections must comply with the national electric code	3718.02	No, general rulemaking authority	No, general rulemaking authority

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3701-29-17 (M)	Must	Plumbing connecting a composting or incinerating toilet to a building sewer must meet Ohio plumbing code or applicable local requirements	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (N)	Shall	Composting or incinerating toilets shall be installed and vented according to manufacturer specifications or as authorized by Director's approval	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (O)	Shall	Liquid waste from composting and incinerating toilets shall be disposed of as septage and solids shall be disposed of at a solid waste landfill	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-17 (O)	Shall	Liquid waste from composting and incinerating toilets shall be disposed of as septage and solids shall be disposed of at a solid waste landfill	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-18 (A)	Shall	Holding tanks or privies shall be installed by a registered installer	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-18 (B)	Shall	Outlines the conditions under which a privy may be permitted	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-18 (B)(2)	Shall	A privy shall have a capacity of at least 500 gallons and meet the requirements of OAC 3701-29-12	3718.02	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-18 (B)(2)	Shall	A privy shall have a capacity of at least 500 gallons and meet the requirements of OAC 3701-29-12	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-18 (B)(3)	Shall	Privies shall comply with isolation distances required in OAC 3701-29-06	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-18 (B)(4)	Shall	The privy superstructure shall be vented	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-18 (C)	Shall	Outlines the conditions that must be met when a holding tank is permitted with a board of health variance	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-18 (C)(2)	Shall	The holding tank site shall be enrolled in operation and maintenance monitoring	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-18 (C)(3)	Shall	Holding tanks must comply with tank requirements of OAC 3701-29-12	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-18 (C)(4)	Shall	Holding tanks shall comply with isolation distances required in OAC 3701-29-06 and be accessible for pumping	3718.02	No, general rulemaking authority	No, general rulemaking authority

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3701-29-18 (C)(4)	Shall	Holding tanks shall comply with isolation distances required in OAC 3701-29-06 and be accessible for pumping	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-18 (C)(5)	Shall	Holding tanks should be sized taking into consideration design flow criteria established in rule and the board of health shall prescribe required pumping frequency or use of high water alarms	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-18 (C)(5)	Shall	Holding tanks should be sized taking into consideration design flow criteria established in rule and the board of health shall prescribe required pumping frequency or use of high water alarms	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-18 (C)(5)	Require	Holding tanks should be sized taking into consideration design flow criteria established in rule and the board of health shall prescribe required pumping frequency or use of high water alarms	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-18 (C)(6)	Must	Specifies when holding tanks are permissible	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-18 (D)	Shall	Portable toilets and sewage tanks shall be structurally sound and watertight and prevent spills and provide access for removal of contents.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-18 (E)	Shall not	Holding tanks shall not be permitted as small flow onsite sewage treatment systems	3718.02	No, general rulemaking authority	No, general rulemaking authority

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3701-29-18 (F)	Shall	The contents of holding tanks, privies, portable toilets, or type III marine sanitation devices shall be removed by a registered septage hauler	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-18 (G)	Shall	The board of health shall require the contents of privies, holding tanks, be removed in accordance with rule as a condition of the operation permit required in OAC 3701-29-09 paragraph I	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-18 (G)	Require	The board of health shall require the contents of privies, holding tanks, be removed in accordance with rule as a condition of the operation permit required in OAC 3701-29-09 paragraph I	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-19 (A)	Shall	The board of health shall develop an operation and maintenance management program for STS and GWRS	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-19 (A)(2)	Shall	Boards of health shall work with stakeholders to develop a process for enrolling previously existing systems into O&M	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-19 (A)(3)	Shall	All systems covered under the general household NPDES permit shall also be included in O&M	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-19 (C)	Shall	O&M management programs shall include the provisions of this rule but not be more stringent. Permit records should be maintained in files that are sorted by address, demonstrate and track compliance with O&M conditions.	3718.02	No, general rulemaking authority	No, general rulemaking authority

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3701-29-19 (C)	Shall not	O&M management programs shall include the provisions of this rule but not be more stringent. Permit records should be maintained in files that are sorted by address, demonstrate and track compliance with O&M conditions.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-19 (C)	Shall	O&M management programs shall include the provisions of this rule but not be more stringent. Permit records should be maintained in files that are sorted by address, demonstrate and track compliance with O&M conditions.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-19 (C)(1)	Shall	Operation and maintenance recordkeeping and organization requirements	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-19 (C)(1)	Shall	Operation and maintenance recordkeeping and organization requirements	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-19 (D)	Shall	The board of health shall advise system owners that they can demonstrate compliance with O&M conditions through a service contract or by owner certification. The owner shall provide proof of service and maintenance appropriate to the system type.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-19 (D)	Shall	The board of health shall advise system owners that they can demonstrate compliance with O&M conditions through a service contract or by owner certification. The owner shall provide proof of service and maintenance appropriate to the system type.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-19 (D)	Shall	The board of health shall advise system owners that they can demonstrate compliance with O&M conditions through a service contract or by owner certification. The owner shall provide proof of service and maintenance appropriate to the system type.	3718.02	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-19 (D)(1)	Shall	Proof of maintenance requirements	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-19 (D)(2)	Must	Requirements for service reports	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-19 (D)(2)	Shall	Requirements for service reports	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-19 (D)(4)	Shall not	Information submitted by the system owner to demonstrate O&M compliance shall not preclude compliance inspections conducted by the board of health for the purpose of oversight of contractors nor from requiring payment for an operation permit.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-19 (E)	Shall	Owners of systems covered by the NPDES general permit shall obtain annual effluent samples, maintain the system as required to meet EPA requirements, and work with the board of health and the manufacturer to bring the system into compliance when it fails to meet standards.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-19 (E)(1)	Shall	Effluent sample requirements	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-19 (E)(1)	Shall	Effluent sample requirements	3718.02	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-19 (E)(3)	Shall	Requirements for achieving NPDES effluent quality compliance	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-19 (F)(1)	Shall	A household sewage treatment district established by the board of health shall provide a responsive approach to prevent or resolve sewage problems in the district	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-19 (F)(2)	Shall	The board of health shall establish a formal resolution to provide in writing the details of the district management program including any fees	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-19 (F)(3)	Shall	The board of health shall notify homeowners by mail and newspaper that a household sewage treatment district will be established.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-19 (F)(3)	Shall	The board of health shall notify homeowners by mail and newspaper that a household sewage treatment district will be established.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-19 (G)	Shall	Outlines that compliance with this chapter will be promoted through system owner education, O&M requirements, and providing access to the department of health and manufacturer websites for O&M instructions	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-20 (A)	Shall	The board of health shall assess the management of STS sewage and septage within its jurisdiction including adequate capacity for disposal and/or land application.	3718.02	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-20 (B)	Shall	Lists what is included under septage and sewage management	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-20 (C)	Shall	Requires septage haulers to maintain records, provide records to the board of health, and provide receipts to homeowners	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-20 (C)	Shall	Requires septage haulers to maintain records, provide records to the board of health, and provide receipts to homeowners	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-20 (C)	Shall	Requires septage haulers to maintain records, provide records to the board of health, and provide receipts to homeowners	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-20 (D)	Shall	Prescribes requirements for septage haulers when removing sewage or septage	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-20 (D)(1)	Shall	Requires that tanks are completely pumped out	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-20 (D)(1)	Must	Requires that tanks are completely pumped out	3718.02	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-20 (D)(2)	Shall	Requires septage haulers to visually inspect and report on baffles and tees	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-20 (D)(3)	Shall	Requires septage haulers to clean effluent filters	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-20 (D)(4)	Shall	Requires that pretreatment tanks and dosing tanks be pumped according to manufacturer instruction	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-20 (D)(5)	Shall	Requires that lift stations be thoroughly cleaned	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-20 (D)(6)	Must	Areas of spillage of septage must be cleaned and disinfected	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-20 (D)(7)	Shall	Any solid material remove from an STS must be dewatered and disposed of in a landfill	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-20 (E)	Shall	Prescribes the requirements for land application of septage	3718.02	Yes, state law	Yes, state law

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3701-29-20 (E)(1)	Shall	Lists the items that must be submitted by any person proposing to land apply septage	3718.02	Yes, state law	Yes, state law
3701-29-20 (E)(2)	Shall	Requires the board of health to inspect the land application site and enforce isolation distance requirements	3718.02	Yes, state law	Yes, state law
3701-29-20 (E)(2)	Shall	Requires the board of health to inspect the land application site and enforce isolation distance requirements	3718.02	Yes, state law	Yes, state law
3701-29-20 (E)(2)	Shall	Requires the board of health to inspect the land application site and enforce isolation distance requirements	3718.02	Yes, state law	Yes, state law
3701-29-20 (E)(3)	Shall	Land application requirements	3718.02	Yes, state law	Yes, state law
3701-29-20 (E)(4)	Require	Land application requirements	3718.02	Yes, state law	Yes, state law
3701-29-20 (E)(6)	Shall	Land application requirements	3718.02	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-20 (F)	Shall not	Requires land application to comply with 40 C.F.R. 503, as well as have the trash screened and be permitted by the board of health.	3718.02	Yes, federal law	Yes, federal law
3701-29-20 (F)	Shall	Requires land application to comply with 40 C.F.R. 503, as well as have the trash screened and be permitted by the board of health.	3718.02	Yes, federal law	Yes, federal law
3701-29-20 (F)	Shall	Requires land application to comply with 40 C.F.R. 503, as well as have the trash screened and be permitted by the board of health.	3718.02	Yes, federal law	Yes, federal law
3701-29-20 (F)(1)	Shall	Land application requirements	3718.02	Yes, state law	No, general rulemaking authority
3701-29-20 (F)(2)	Shall not	Land application requirements	3718.02	Yes, federal law	Yes, federal law
3701-29-20 (F)(2)	Shall	Land application requirements	3718.02	Yes, federal law	Yes, federal law
3701-29-20 (F)(2)	Shall not	Land application requirements	3718.02	Yes, federal law	Yes, federal law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-20 (F)(2)	Shall	Land application requirements	3718.02	Yes, federal law	Yes, federal law
3701-29-20 (F)(3)	Shall	Land application requirements	3718.02	Yes, state law	No, general rulemaking authority
3701-29-20 (F)(3)	Shall	Land application requirements	3718.02	Yes, state law	No, general rulemaking authority
3701-29-20 (F)(4)	Shall	Land application requirements	3718.02	Yes, state law	No, general rulemaking authority
3701-29-20 (F)(4)(a)	Shall	Land application requirements	3718.02	Yes, state law	No, general rulemaking authority
3701-29-20 (F)(4)(b)	Shall	Land application requirements	3718.02	Yes, state law	No, general rulemaking authority
3701-29-20 (F)(5)	Shall	Land application requirements	3718.02	Yes, federal law	Yes, federal law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-21 (A)	Shall	Requires abandonment of sewage treatment system when no longer in use	3718.02	Yes, state law	Yes, state law
3701-29-21 (B)(1)(a)	Shall	Requires owners of abandoned sewage treatment systems that are retained for future use to ensure that openings are secured	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-21 (B)(1)(b)	Shall	Permit requirement for STS alteration	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-21 (C)	Shall	Requires the owner of a system to have a registered septage hauler remove all sewage or septage when a system is abandoned.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-21 (C)	Shall	Requires solid materials removed from an abandoned sewage treatment system to be taken to a solid waste disposal facility.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-21 (D)	Shall	Lists the methods by which a sewage treatment system shall be abandoned	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-21 (D)(1)	Shall	Requires tank removal or collapse and addition of fill material to the empty space upon sewage treatment system abandonment	3718.02	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-21 (D)(1)	Shall	Requires tank removal or collapse and addition of fill material to the empty space upon sewage treatment system abandonment	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-21 (D)(2)	Shall	Prescribes the type of fill material to be added to the empty space upon sewage treatment system abandonment and sealing of access points	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-21 (D)(2)	Must	Prescribes the type of fill material to be added to the empty space upon sewage treatment system abandonment and sealing of access points	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-21 (E)	Require	Prescribes permitting requirements for sewage treatment system abandonment	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-21 (F)	Shall	Requires sewage system owners to obtain a permit and inspection (if required by board of health) and to notify the board of health within 30 days of sewage treatment system abandonment.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-21 (F)	Shall	Requires sewage system owners to obtain a permit and inspection (if required by board of health) and to notify the board of health within 30 days of sewage treatment system abandonment.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-21 (F)	Shall	Requires sewage system owners to obtain a permit and inspection (if required by board of health) and to notify the board of health within 30 days of sewage treatment system abandonment.	3718.02	No, general rulemaking authority	No, general rulemaking authority

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3701-29-22 (A)	Shall not	Forbids the board of health to grant variances that violate the spirit and intent of the rules	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-22 (A)	Shall	Requires the board of health to maintain a list of variances	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-22 (A)	Shall	Requires board of health to submit variances to ODH annually	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-22 (C)	Shall	Boards of health shall obtain approval from the director of health before adopting more stringent standards	3718.02	Yes, state law	Yes, state law
3701-29-22 (D)	Must	Approval in writing from the director of health is required for special devices that are not included in rule.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-22 (D)	Shall	Approval in writing from the director of health is required for special devices that are not included in rule.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-23 (B)(3)	Shall	Requires the board of health to notify homeowners that they can submit proof of maintenance in lieu of a health department inspection of their sewage treatment system	3718.02	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-23 (C)	Shall	Requires the board of health to make notifications of noncompliance that include required corrective actions and timelines.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-23 (C)	Shall	Requires the board of health to make notifications of noncompliance that include required corrective actions and timelines.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-23 (C)	Shall	Requires the board of health to make notifications of noncompliance that include required corrective actions and timelines.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-23 (C)	Shall	Requires the board of health to make notifications of noncompliance that include required corrective actions and timelines.	3718.02	No, general rulemaking authority	No, general rulemaking authority
3701-29-23 (D)	Shall	Requires the board of health to give notice and an opportunity for a hearing, prescribes the language that should be included in the notice, and specifies the requirements for the hearing.	3718.11	Yes, state law	Yes, state law
3701-29-23 (D)	Shall	Requires the board of health to give notice and an opportunity for a hearing, prescribes the language that should be included in the notice, and specifies the requirements for the hearing.	3718.11	Yes, state law	Yes, state law
3701-29-23 (D)(1)	Shall	Requirements for opportunity for a hearing	3718.11	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-29-23 (D)(2)	Shall	Requirements for opportunity for a hearing	3718.11	Yes, state law	Yes, state law
3701-29-23 (D)(3)	Shall	Requirements for opportunity for a hearing	3718.11	Yes, state law	Yes, state law
3701-29-23 (D)(3)	Shall	Requirements for opportunity for a hearing	3718.11	Yes, state law	Yes, state law
3701-29-23 (D)(4)	Shall	Requirements for opportunity for a hearing	3718.11	Yes, state law	Yes, state law
3701-29-23 (D)(5)	Shall not	Requirements for opportunity for a hearing	3718.11	Yes, state law	Yes, state law
3701-29-23 (D)(6)	Shall not	Requirements for opportunity for a hearing	3718.11	Yes, state law	Yes, state law
3701-30-02	Shall	Primary health care providers of children under six years of age shall do the following:	3742.50.	Yes, state law	Yes, state law

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3701-30-02(C)	Shall	the primary health care provider shall order a blood lead screening test.			
3701-30-02(D)	Shall	The primary health care provider shall make a good faith effort to obtain results of all bloods lead screening tests performed on a child at risk of lead poisoning.			
3701-30-03 (A)	Shall	Blood lead screening tests of children at risk of lead poisoning shall be conducted either by:	3742.50.	Yes, state law	Yes, state law
3701-30-03 (B)	Shall	A venous confirmatory test shall be performed within 90 days of a capillary test with results of five micrograms per deciliter or greater.	3742.50.	No, general rulemaking authority	No, general rulemaking authority
3701-30-03 (C)	May not	Point-of-care testing not used for confirmatory blood lead tests.	3742.50.	No, general rulemaking authority	No, general rulemaking authority
3701-30-03 (D)	Shall	Director shall provide written guidance for follow up.	3742.50.	No, general rulemaking authority	No, general rulemaking authority
3701-30-04 (B)	Shall	Objection to testing shall be documented.	3742.50.	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-30-05 (A)	Shall	Any clinical laboratory that performs any analysis of human blood on a child under sixteen years of age and residing in Ohio to detect or determine levels of lead shall collect and report to the director all of the following information on a form prescribed by the director:	3742.50.	No, general rulemaking authority	No, general rulemaking authority
3701-30-05 (B)	Shall	Any physician or healthcare provider requesting analysis of blood of a child under sixteen years of age and residing in Ohio to detect or levels of lead shall completed each request for analysis	3742.50.	No, general rulemaking authority	No, general rulemaking authority
3701-30-05 (C)	Shall	The clinical laboratory shall report the information required to the director in a format by electronic transfer within seven days of obtaining results.	3742.50.	No, general rulemaking authority	No, general rulemaking authority
3701-30-05 (D)	Shall	Director shall forward results to appropriate local board of health.	3742.50.	No, general rulemaking authority	No, general rulemaking authority
3701-30-05 (E)	Shall	Director shall place all results of analysis on state's immunization registry.	3742.50.	No, general rulemaking authority	No, general rulemaking authority
3701-30-05 (F)	Shall	Laboratories shall follow requirements in rule 3701-32-14 of the OAC.	3742.05.	No, general rulemaking authority	No, general rulemaking authority
3701-30-06 (B)	Shall	A board of health shall that accepts the delegation of authority pursuant to paragraph (A) of this rule, shall do one or more of the following as set forth in the order of delegation:	3742.50.	Yes, state law	Yes, state law

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3701-30-07	Shall	Director shall conduct a public health lead investigation when becoming aware of an individual under six years of age has lead poisoning.	3742.50.	Yes, state law	Yes, state law
3701-30-07 (A)	Shall	For children with blood levels of five micograms per deciliter or greater but less than ten micograms per deciliter the director shall complete a questionnaire which will be reviewed and approved by a public health lead investigator who will provide a report to the child's parent or guardian.	3742.50.	Yes, state law	Yes, state law
3701-30-07 (B)	Shall	For children with a blood lead level of ten micrograms per deciliter or greater the director shall conduct an on-site investigation	3742.50.	Yes, state law	Yes, state law
3701-30-07 (C)	Shall	After performing the components set forth in paragraph (B) of this rule, the public health investigator shall continue the investigation in accordance with the following:	3742.50.	No, general rulemaking authority	No, general rulemaking authority
3701-30-07 (C)(1)	Shall	If the public health lead investigator is able to determine that a residential unit, child care facility or school is a possible source of lead poisoning, the public health lead investigator shall conduct a public health assessment	3742.50	Yes, state law	Yes, state law
3701-30-07 (C)(2)	Shall	If the public health lead investigator is not able to determine that a residential unit, child care facility or school is a possible source of lead poisoning, the public health lead investigator shall take targeted environmental samples			
3701-30-07 (D)	Shall	the public health lead investigator shall prepare and provide a report in a format prescribed by the director.	3742.50.	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-30-07 (E)	Shall	Copy of report will be provided to child's parent or guardian.	3742.50.	No, general rulemaking authority	No, general rulemaking authority
3701-30-08 (A)	Shall	Director shall conduct a public health lead risk assessment on property that is determined to be a possible source of child's lead poisoning.	3742.50.	Yes, state law	Yes, state law
3701-30-08 (B)	Shall	Investigator shall send notice of risk assessment prior to it be conducted through the mail or hand delivery.	3742.50.	No, general rulemaking authority	No, general rulemaking authority
3701-30-08 (C)	Shall	At the conclusion of the public health lead risk assessment, the public health lead investigator shall prepare a report for each residential unit, child care facility or school where a public health lead risk assessment was conducted.	3742.50.	No, general rulemaking authority	No, general rulemaking authority
3701-30-08 (C)	Shall	The report shall be written in a format prescribed by the director.	3742.50	No, general rulemaking authority	No, general rulemaking authority
3701-30-08 (C)	Shall	The Report shall contain the following, as applicable:	3742.50	No, general rulemaking authority	No, general rulemaking authority
3701-30-08 (D)	Shall	Report shall be sent by mail or hand delivered within fourteen days of laboratory test results.	3742.50.	No, general rulemaking authority	No, general rulemaking authority

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3701-30-09 (B)	Shall	Lead hazard control order shall be written and include the following:	3742.50.	Yes, state law	Yes, state law
3701-30-09 (B) (2)	Must	The date by which a property must pass a clearance examination has been sufficiently controlled and shall be ninety calendar days from receipt of the lead hazard control order.	3742.50.	Yes, state law	Yes, state law
3701-30-09 (B) (3)	Require	Director may require occupants be removed from building until passes clearance examination.	3742.50.	Yes, state law	Yes, state law
3701-30-09 (C)	Shall	Extensions for date in which clearance examination must be passed shall be in writing and be thorough.	3742.50.	No, general rulemaking authority	No, general rulemaking authority
3701-30-09 (C)	Must	The director may grant an extension to the date by which a clearance examination of the property subject to a lead hazard control order must be passed.	3742.50.	No, general rulemaking authority	No, general rulemaking authority
3701-30-09 (D)	Shall	Lead hazard control orders shall be sent by mail or hand delivered; if returned, shall be resent and assumed to be delivered. If returned again, shall be posted at property with hazard control order.	3742.50.	No, general rulemaking authority	No, general rulemaking authority
3701-30-09 (E)	Shall	If it applies to a building that has more than one residential unit, the director shall have a copy of the hazard control order delivered to the parent, guardian, or custodian of each child under six years of age.	3742.50.	No, general rulemaking authority	No, general rulemaking authority

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3701-30-09 (F)	Shall	If it applies to a child care facility or school, the owner shall have a copy of the hazard control order delivered to the parent or guardian of each child under six years of age at the facility.	3742.50.	No, general rulemaking authority	No, general rulemaking authority
3701-30-09 (G)	Shall	If ownership of the building changes while under hazard control order, documents shall be sent to the deed holder until the order is lifted.	3742.50.	No, general rulemaking authority	No, general rulemaking authority
3701-30-10 (A)	Shall	The owner or manager of a residential unit, child care facility, or school that receives a lead hazard control order shall choose a method of controlling each lead hazard from the methods listed in this rule that enables the residential unit, child care facility, or school to pass the clearance examination. Except as specified in paragraphs (D) and (E) of this rule, lead hazards identified in the lead hazard control order shall be controlled by a licensed lead abatement contractor as required by section 3742. of the Revised Code and Chapter 3701-32 of the Administrative Code.	3742.50.	No, general rulemaking authority	No, general rulemaking authority
3701-30-10 (B)	Shall	The follow are acceptable measures of control for lead hazards and shall be applied in accordance with...	3742.50.	Yes, federal law	Yes, federal law
3701-30-10 (B) (2)	Must	Deterioration of lead-based paint on friction or impact surfaces shall be controlled using one or more of the following methods:	3742.50.	No, general rulemaking authority	No, general rulemaking authority
3701-30-10 (D)	Must	All demolition efforts must be conducted in a manner that is protective of human health.	3742.50.	No, general rulemaking authority	No, general rulemaking authority

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3701-30-10 (F)	Shall	Owner or manager of a property shall inform the director about methods chosen in a written notification to be signed by lead abatement worker assigned to site and sent to director within ten calendar days of receiving methods proposal.	3742.50.	No, general rulemaking authority	No, general rulemaking authority
3701-30-10 (G)	Shall	Owner or manager shall ensure completion of a clearance examination and submit a copy of the examination report to the director.	3742.50.	No, general rulemaking authority	No, general rulemaking authority
3701-30-10 (H)	Shall	Director shall issue a notice to the owner or manager when the lead risk hazard order is lifted.	3742.50.	No, general rulemaking authority	No, general rulemaking authority
3701-30-10 (I)	Shall	Director shall provide information on how to maintain control of each hazard to the owner or manager, and residents if applicable, and parents and guardians of children if applicable.	3742.50.	No, general rulemaking authority	No, general rulemaking authority
3701-30-11 (A)	Shall	If the owner does not comply with a lead hazard control order, the director shall issue a non-compliance order and it will remain in effect until the property passes a clearance examination.	3742.50.	Yes, state law	Yes, state law
3701-30-11 (B)	Shall	The owner or manager shall notify property users to vacate the property and it will be received by the users no less than ten days prior to vacating the premises.	3742.50.	No, general rulemaking authority	No, general rulemaking authority
3701-30-11 (B)	Must	This notification must be received by the occupant, parent, guardian, or custodian no less than ten days prior to vacating the residential unit, child care facility or school.	3742.50.	No, general rulemaking authority	No, general rulemaking authority

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3701-30-11 (C)	Shall	Director shall post sign on one or more entrances to the property with a warning of the hazard, a declaration to the facility, and the sign will not be removed or there will be a cumulative fine.	3742.50.	Yes, state law	Yes, state law
3701-30-11 (D)	Shall	The sign shall remain posted until the director determines the lead hazards have been sufficiently controlled and the lead hazard control order is lifted.	3742.50.	Yes, state law	Yes, state law
3701-30-12 (B)	Shall	Distribution of funds shall be made for the following as determined by the director: lead tests and treatment; assistance with housing; lead abatement worker training courses; controlling lead hazards; preventive treatments.	3742.50.	Yes, state law	Yes, state law
3701-30-12 (C)	Shall	Director shall determine those unable to pay for treatments if they are at or below three hundred percent of the poverty income for their family size.	3742.50.	Yes, state law	Yes, state law
3701-30-12 (D)	Shall	Monies shall be paid directly to the health care provider for costs incurred with testing or treating a lead poisoned child.	3742.50.	Yes, state law	Yes, state law
3701-30-13 (A)	Shall	The director shall appoint individuals to the advisory council, created pursuant to RC 3742.32	3742.50.	Yes, state law	Yes, state law
3701-30-13 (B)	Shall	Appointed members shall attend at least five of the eight meetings in a two year period, or two-thirds of all meetings if more than eight are scheduled.	3742.50.	No, general rulemaking authority	No, general rulemaking authority

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3701-30-13 (C)	Shall	Vacancies shall be filled in the manner provided for original appointments. Members appointed to fill vacancies shall serve for the remainder of that term.	3742.50.	No, general rulemaking authority	No, general rulemaking authority
3701-30-13 (D)	Shall	The child lead poisoning prevention program shall convene and facilitate meetings of the council and its workgroups.	3742.50.	No, general rulemaking authority	No, general rulemaking authority
3701-31-02(A)	Shall	The director shall approve forms to be used by the department and licensor for plan approval, construction verification inspection, compliance inspections and the equipment inventory of public swimming pools	3749.02	Yes, state law	Yes, state law
3701-31-02(A)	Shall	The director shall approve forms to be used by the department and licensor for plan approval, construction verification inspection, compliance inspections and the equipment inventory of public swimming pools	3749.02	Yes, state law	Yes, state law
3701-31-02(A)	Shall	The director shall approve forms to be used by the department and licensor for plan approval, construction verification inspection, compliance inspections and the equipment inventory of public swimming pools	3749.02	Yes, state law	Yes, state law
3701-31-02(A)	Shall	The director shall approve forms to be used by the department and licensor for plan approval, construction verification inspection, compliance inspections and the equipment inventory of public swimming pools	3749.02	Yes, state law	Yes, state law
3701-31-02(B)	Shall	The director shall ensure that the following fees are collected and used for administration and enforcement of this chapter	3749.02	Yes, state law	Yes, state law

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3701-31-02(B)(1)	Shall	An annual license fee established under this rule shall include an additional amount of seventy-two dollars for each license issued on or after April 1, 2011 and eighty dollars for each license issued on or after April 1, 2012.	3749.02	Yes, state law	Yes, state law
3701-31-02(B)(2)	Shall	If multiple public swimming pools are located at the same address, each additional license shall be assessed an amount of forty-seven dollars for each license issued on or after April 1, 2011 and fifty-five dollars for each license issued on or after April 1, 2012.	3749.02	Yes, state law	Yes, state law
3701-31-02(C)	Shall	The director of health shall, within thirty days of receiving complete plans for approval, either approve or disapprove the plans or, in the case of incomplete plans, request additional information.	3749.02	Yes, state law	Yes, state law
3701-31-02(C)	Shall	If the director requests additional information, the director shall approve or disapprove the plans within thirty days after receiving the additional requested information.	3749.02	Yes, state law	Yes, state law
3701-31-02(C)(2)	Require	In accordance with paragraph (F)(1)(e) of rule 3701-31-05.1 of the Administrative Code the director may require a shorter turnover rate during plan review.	3749.02	Yes, state law	Yes, state law
3701-31-02(C)(3)	Shall	The director shall issue a letter to the owner and a copy shall be issued to the licensor that the plans have been approved.	3749.02	Yes, state law	Yes, state law
3701-31-02(C)(3)	Shall	The director shall issue a letter to the owner and a copy shall be issued to the licensor that the plans have been approved.	3749.02	Yes, state law	Yes, state law

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3701-31-02(C)(3)(a)	Shall	Except as otherwise provided in this rule, a plan approval issued by the director shall be valid for two years after the date on which the director issues the approval.	3749.02	Yes, state law	Yes, state law
3701-31-02(C)(3)(b)	Shall	A request for an extension shall be filed with the director in writing before the expiration of the two-year period.	3749.02	Yes, state law	Yes, state law
3701-31-02(C)(3)(b)	Shall	If the construction, installation, or substantial alteration has not been completed within the two-year period or within the limit of any extension granted under this paragraph, the plans shall be resubmitted in accordance with paragraphs (D) and (F) of rule 3701-31-05 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-02(C)(3)(c)	Shall	A person who has received a plan approval under paragraph (G)(2) of rule 3701-31-05 of the Administrative Code who wishes to alter any aspect of the approved plans, other than as provided in paragraph (C)(3)(d) of this rule or as otherwise provided in this paragraph, shall file a written request, including drawings when necessary, for amendment of the approved plans.	3749.02	Yes, state law	Yes, state law
3701-31-02(C)(3)(c)	Shall	The director shall grant the request unless the amendments will result in noncompliance with a requirement of Chapter 3749. of the Revised Code or this chapter, subject to any variances that the director may grant.	3749.02	Yes, state law	Yes, state law
3701-31-02(C)(3)(d)	Shall	A person who has received a plan approval under paragraph (G)(2) of rule 3701-31-05 of the Administrative Code who wishes to make substantial changes to the design from the originally approved plans shall file new plans in accordance with paragraphs (D) and (F) of rule 3701-31-05 of the Administrative Code.	3749.02	Yes, state law	Yes, state law

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3701-31-02(C)(3)(e)	Shall	The person to whom the plan approval is transferred shall notify the director no more than ten days after the transfer occurs and otherwise shall comply with the requirements of this rule.	3749.02	Yes, state law	Yes, state law
3701-31-02(C)(4)(a)	Shall	The hearing shall be held in accordance with Chapter 119. of the Revised Code and may be appealed in the manner provided in that chapter.	3749.02	Yes, state law	Yes, state law
3701-31-02(D)	Shall	The director or a licenser authorized by the director shall verify, in accordance with paragraph (H) of rule 3701-31-05 of the Administrative Code, that the construction or alterations are consistent with the approved plans.	3749.02	Yes, state law	Yes, state law
3701-31-02(F)	Shall	The director of health shall annually survey each health district that licenses public swimming pools to determine whether or not the health district is in substantial compliance with this chapter and the rules adopted thereunder.	3749.02	Yes, state law	Yes, state law
3701-31-02(F)	Shall	If the director determines that a health district is in substantial compliance, the health district shall be placed on an approved health district licensing list.	3749.02	Yes, state law	Yes, state law
3701-31-02(F)	Shall	The director shall, as determined necessary, conduct additional surveys of health districts and shall remove from the approved health district licensing list any health district not in substantial compliance with this chapter and the rules adopted thereunder.	3749.02	Yes, state law	Yes, state law
3701-31-02(F)	Shall	The director shall, as determined necessary, conduct additional surveys of health districts and shall remove from the approved health district licensing list any health district not in substantial compliance with this chapter and the rules adopted thereunder.	3749.02	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-31-02(F)(1)	Shall	If the director determines that a health district is not eligible to be placed on the approved health district licensing list, the director shall certify the same to the board of health of the health district and shall perform the duties of the health district in that area until the health district is eligible for placement on the approved list.	3749.02	Yes, state law	Yes, state law
3701-31-02(F)(1)	Shall	If the director determines that a health district is not eligible to be placed on the approved health district licensing list, the director shall certify the same to the board of health of the health district and shall perform the duties of the health district in that area until the health district is eligible for placement on the approved list.	3749.02	Yes, state law	Yes, state law
3701-31-02(F)(1)	Shall	All fees payable to the health district during the time that the director performs the duties of the health district and all other such fees that have not been expended or otherwise encumbered shall be deposited by the director in the state treasury to the credit of the general operations fund created by section 3701.83 of the Revised Code, to be used by the director in his capacity as a licensor.	3749.02	Yes, state law	Yes, state law
3701-31-02(F)(1)	Shall	The director shall keep a record of the fees so deposited and, when the health district is placed on the approved list, shall transfer any remaining balance of the fees to the health district swimming pool fund created under division (E) of section 3749.04 of the Revised Code.	3749.02	Yes, state law	Yes, state law
3701-31-02(F)(1)	Shall	The director shall keep a record of the fees so deposited and, when the health district is placed on the approved list, shall transfer any remaining balance of the fees to the health district swimming pool fund created under division (E) of section 3749.04 of the Revised Code.	3749.02	Yes, state law	Yes, state law
3701-31-02(F)(2)	Shall	Survey reports shall be sent to the board of health within sixty days of the survey being completed.	3749.02	Yes, state law	Yes, state law

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3701-31-02(G)(1)	Shall	The director shall maintain a listing of the following approvals: LOGOS. The director shall review all logos prior to approval and installation or application on the bottom of a public swimming pool	3749.02	Yes, state law	Yes, state law
3701-31-02(G)(1)	Shall	The director shall maintain a listing of the following approvals: LOGOS. The director shall review all logos prior to approval and installation or application on the bottom of a public swimming pool	3749.02	Yes, state law	Yes, state law
3701-31-02(G)(2)	Shall	The director shall maintain a listing of the following approvals: INTERIOR COLORS. A list of approved colors for the interior surface of public swimming pools in accordance with paragraph (C)(1)(b) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-02(G)(3)	Shall	The director shall maintain a listing of the following approvals: AUTOMATIC CHEMICAL CONTROLLERS. A list of acceptable automatic chemical controllers in accordance with paragraph (D)(7)(e) of rule 3701-31-04 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-02(G)(4)	Shall	The director shall maintain a listing of the following approvals: TRAINING ORGANIZATIONS. A list of approved training organizations in accordance with paragraphs (E)(4)(e)(viii) to (E)(4)(e)(x) of rule 3701-31-04 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-03(A)	Shall	Prior to issuing a license to operate a newly constructed or substantially altered public swimming pool, the licensor shall determine that plans have been approved in accordance with paragraph (C)(3) of rule 3701-31-02 of the Administrative Code and that all plan verification inspections have been completed in accordance with paragraph (H) of rule 3701-31-05 of the Administrative code.	3749.02	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-31-03(A)	Shall	Prior to issuing a license to operate a newly constructed or substantially altered public swimming pool, the licensor shall determine that plans have been approved in accordance with paragraph (C)(3) of rule 3701-31-02 of the Administrative Code and that all plan verification inspections have been completed in accordance with paragraph (H) of rule 3701-31-05 of the Administrative code.	3749.02	Yes, state law	Yes, state law
3701-31-03(A)(1)	Shall	In accordance with paragraph (F) of this rule, the licensor shall inspect each public swimming pool in his jurisdiction to determine whether or not the public swimming pool is in compliance with Chapter 3749. of the Revised Code and this chapter prior to the issuance of an initial license.	3749.02	Yes, state law	Yes, state law
3701-31-03(A)(1)	Shall	The licensor shall make the initial inspection within five days from the date of receipt of notification that the public swimming pool is ready for operation.	3749.02	Yes, state law	Yes, state law
3701-31-03(A)(1)	Shall	For the purposes of this chapter, the licensor shall maintain a record of each inspection for a period of at least five years.	3749.02	Yes, state law	Yes, state law
3701-31-03(B)	Shall	Each license issued shall be effective from the date of issuance until the last day of May of the following year.	3749.02	Yes, state law	Yes, state law
3701-31-03(B)(1)	Shall	The licensor shall process complete applications to operate a public swimming pool within thirty days of receipt.	3749.02	Yes, state law	Yes, state law

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3701-31-03(B)(1)	Shall	The licensor shall either issue a license or request additional information from the applicant.	3749.02	Yes, state law	Yes, state law
3701-31-03(B)(2)	Shall	Applications for license renewal shall be in April.	3749.02	Yes, state law	Yes, state law
3701-31-03(B)(2)	Shall	Applications received after April thirtieth of each year shall be assessed a penalty as authorized by section 3709.09 of the Revised Code.	3749.02	Yes, state law	Yes, state law
3701-31-03(B)(2)	Shall	Applications post marked on or before April thirtieth shall be considered timely.	3749.02	Yes, state law	Yes, state law
3701-31-03(B)(3)	Shall not	Licenses subject to current enforcement action shall not be transferred.	3749.02	Yes, state law	Yes, state law
3701-31-03(C)	Shall	Each licensor shall utilize the cost methodology specified in rule 3701-36-14 of the Administrative Code to calculate fees for providing services specified in section 3749.04 of the Revised Code.	3749.02	Yes, state law	Yes, state law
3701-31-03(C)	Shall not	The calculated fees shall not exceed the cost of licensing and inspecting public swimming pools.	3749.02	Yes, state law	Yes, state law

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3701-31-03(C)(1)	Shall	Except for the amounts required to be included as part of an annual license fee under paragraphs (B)(1) and (B)(2) of rule 3701-31-02 of the Administrative Code and except as provided in division (B) of section 3749.07 of the Revised Code, all license fees collected by a licensor shall be deposited into the public swimming pool fund created by division (E) of section 3749.04 of the Revised Code in each health district.	3749.02	Yes, state law	Yes, state law
3701-31-03(D)(1)	Shall	the license fee established by a licensor pursuant to section 3709.09 of the Revised Code for a public swimming pool shall be specified in accordance with Individual public swimming pools;	3749.02	Yes, state law	Yes, state law
3701-31-03(D)(2)	Shall	the license fee established by a licensor pursuant to section 3709.09 of the Revised Code for a public swimming pool shall be specified in accordance with Individual public spas; and	3749.02	Yes, state law	Yes, state law
3701-31-03(D)(3)	Shall	the license fee established by a licensor pursuant to section 3709.09 of the Revised Code for a public swimming pool shall be specified in accordance with Individual special use pools.	3749.02	Yes, state law	Yes, state law
3701-31-03(D)(4)	Shall	Each individual public swimming pool shall be issued an individual license based on the categories listed above.	3749.02	Yes, state law	Yes, state law
3701-31-03(E)	Shall	The licensor shall collect and transmit the amounts required in paragraphs (B)(1) and (B)(2) of rule 3701-31-02 of the Administrative Code to the treasurer of the state to be deposited in the general operations fund created in section 3701.83 of the Revised Code within forty-five days after the end of the quarter in which it is collected.	3749.02	Yes, state law	Yes, state law

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3701-31-03(E)	Shall	The licensor shall collect and transmit the amounts required in paragraphs (B)(1) and (B)(2) of rule 3701-31-02 of the Administrative Code to the treasurer of the state to be deposited in the general operations fund created in section 3701.83 of the Revised Code within forty-five days after the end of the quarter in which it is collected.	3749.02	Yes, state law	Yes, state law
3701-31-03(F)	Shall	The licensor shall annually inspect every public swimming pool to determine compliance with Chapter 3749. of the Revised Code and this chapter.	3749.02	Yes, state law	Yes, state law
3701-31-03(F)	Shall	To the extent practical inspections shall be conducted during normal business hours.	3749.02	Yes, state law	Yes, state law
3701-31-03(F)(1)	Shall	An equipment inventory shall be conducted once each calendar year on a form prescribed by the director.	3749.02	Yes, state law	Yes, state law
3701-31-03(F)(2)	Shall	The licensor shall verify that any equipment replacement is consistent with plans submitted and approved in accordance with paragraph (D)(4) of rule 3701-31-05 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-03(F)(4)	Shall	The licensor shall maintain all current public swimming pool plans as long as the pool is in operation and for one year after the license expires.	3749.02	Yes, state law	Yes, state law

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3701-31-03(F)(4)	Shall	The licensor shall maintain all current public swimming pool plans as long as the pool is in operation and for one year after the license expires.	3749.02	Yes, state law	Yes, state law
3701-31-03(F)(4)	Shall	The licensor shall maintain a record of each inspection and equipment inventory for a period of at least five years.	3749.02	Yes, state law	Yes, state law
3701-31-03(F)(4)	Shall	The licensor shall maintain a record of each inspection and equipment inventory for a period of at least five years.	3749.02	Yes, state law	Yes, state law
3701-31-03(F)(5)	Shall	The prosecuting attorney of the county, the city director of law, or the attorney general, upon complaint of the licensor, shall prosecute to termination or bring an action for injunctive relief, or both, against any person violating sections 3749.01 to 3749.09 of the Revised Code or any rule adopted thereunder.	3749.02	Yes, state law	Yes, state law
3701-31-03(G)(2)	Shall	If the licensor finds that the public swimming pool is consistently in violation of paragraph (F)(1) of rule 3701-31-05.1 of the Administrative Code and the water quality parameters in paragraph (C) of rule 3701-31-04 of the Administrative Code, or if all of the components of the circulation system are replaced, the licensee shall bring the pool into compliance with the turnover rate requirements specified in paragraph (F)(1) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-03(H)	Shall	The terms, conditions, and expiration date of the limited variance shall be set forth in any variance issued by the licensor.	3749.02	Yes, state law	Yes, state law

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3701-31-03(H)	Shall	The terms, conditions, and expiration date of the limited variance shall be set forth in any variance issued by the licensor.	3749.02	Yes, state law	Yes, state law
3701-31-03(H)	Shall	The terms, conditions, and expiration date of the limited variance shall be set forth in any variance issued by the licensor.	3749.02	Yes, state law	Yes, state law
3701-31-03(H)	Shall	Failure to comply with such terms and conditions shall constitute a violation of this rule and may result in the revocation of the variance and the license.	3749.02	Yes, state law	Yes, state law
3701-31-03(H)	Shall	Failure to comply with such terms and conditions shall constitute a violation of this rule and may result in the revocation of the variance and the license.	3749.02	Yes, state law	Yes, state law
3701-31-03(H)	Shall	No variance shall be granted that will either defeat the spirit and general intent of Chapter 3701-31 of the Administrative Code or that will be contrary to Chapter 3749. of the Revised Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(A)	Shall	Any person constructing or altering a public swimming pool on or after the effective date of this rule shall comply with rule 3701-31-05 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(A)	Shall	Any person operating a public swimming pool shall obtain a license to operate the public swimming pool prior to operation as follows:	3749.02	Yes, state law	Yes, state law

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3701-31-04(A)(1)	Shall	No person shall operate or maintain a public swimming pool without a license issued by the licensor having jurisdiction.	3749.02	Yes, state law	Yes, state law
3701-31-04(A)(1)(a)	Shall	At the time of application for a license, the applicant shall provide to the licensor the name, address, and telephone number of a person or persons who can be contacted regarding inspection, maintenance, or emergency aspects of the public swimming pool and to whom the licensor may send notice of orders and other licensure actions.	3749.02	Yes, state law	Yes, state law
3701-31-04(A)(1)(a)	Shall	At the time of application for a license, the applicant shall provide to the licensor the name, address, and telephone number of a person or persons who can be contacted regarding inspection, maintenance, or emergency aspects of the public swimming pool and to whom the licensor may send notice of orders and other licensure actions.	3749.02	Yes, state law	Yes, state law
3701-31-04(A)(1)(a)	Shall	At the time of application for a license, the applicant shall provide to the licensor the name, address, and telephone number of a person or persons who can be contacted regarding inspection, maintenance, or emergency aspects of the public swimming pool and to whom the licensor may send notice of orders and other licensure actions.	3749.02	Yes, state law	Yes, state law
3701-31-04(A)(1)(a)	Shall	The applicant also shall provide the exact street address or location of the pool.	3749.02	Yes, state law	Yes, state law
3701-31-04(A)(1)(a)	Shall	After issuance of a license, the licensee shall report any changes in this information to the licensor promptly.	3749.02	Yes, state law	Yes, state law

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3701-31-04(A)(1)(b)	Shall	An applicant for a new public swimming pool license, other than renewal, shall provide not less than a five day notice to the licensor that the public swimming pool is ready for operation and inspection in accordance with paragraph (A)(1) of rule 3701-31-03 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(A)(1)(c)	Shall	Every person who intends to operate or maintain an existing public swimming pool shall, during the month of April of each year, apply to the licensor having jurisdiction for a license to operate the public swimming pool.	3749.02	Yes, state law	Yes, state law
3701-31-04(A)(1)(c)	Shall	Any person proposing to operate or maintain a new or otherwise unlicensed public swimming pool shall apply to the licensor having jurisdiction at least thirty days prior to the intended start of operation of the public swimming pool.	3749.02	Yes, state law	Yes, state law
3701-31-04(A)(1)(c)	Shall	Within thirty days of receipt of an application for licensure of a public swimming pool the licensor shall process the application and either issue a license or otherwise respond to the applicant regarding the application.	3749.02	Yes, state law	Yes, state law
3701-31-04(A)(1)(c)	Shall	Within thirty days of receipt of an application for licensure of a public swimming pool the licensor shall process the application and either issue a license or otherwise respond to the applicant regarding the application.	3749.02	Yes, state law	Yes, state law
3701-31-04(A)(2)	Shall	The licensee of a public swimming pool shall allow the licensor having jurisdiction and the director to have access to the pool and the surrounding area, including the pump room, for purposes of administration and enforcement of Chapter 3749. of the Revised Code and this chapter.	3749.02	Yes, state law	Yes, state law
3701-31-04(A)(2)	Shall	The licensee shall not interfere with an inspection by the licensor or the director.	3749.02	Yes, state law	Yes, state law

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3701-31-04(A)(3)	Shall	Any request for a limited variance shall include any documentation as required by the licensor.	3749.02	Yes, state law	Yes, state law
3701-31-04(A)(4)	Shall	No person, or licensee shall violate sections 3749.01 to 3749.09 of the Revised Code or any rule adopted thereunder.	3749.02	Yes, state law	Yes, state law
3701-31-04(A)(4)	Shall	No person, or licensee shall violate sections 3749.01 to 3749.09 of the Revised Code or any rule adopted thereunder.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)	Shall	The licensee of a public swimming pool shall maintain the pool, its components, appurtenant facilities and the surrounding area in a safe, clean and sanitary condition, in good repair and in accordance with this chapter.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)	Shall	The licensee of a public swimming pool shall maintain the pool, its components, appurtenant facilities and the surrounding area in a safe, clean and sanitary condition, in good repair and in accordance with this chapter.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)	Shall	The licensee of a public swimming pool shall maintain the pool, its components, appurtenant facilities and the surrounding area in a safe, clean and sanitary condition, in good repair and in accordance with this chapter.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)	Shall	The licensee of a public swimming pool shall maintain the pool, its components, appurtenant facilities and the surrounding area in a safe, clean and sanitary condition, in good repair and in accordance with this chapter.	3749.02	Yes, state law	Yes, state law

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3701-31-04(B)	Shall	The licensee of a public swimming pool shall maintain the pool, its components, appurtenant facilities and the surrounding area in a safe, clean and sanitary condition, in good repair and in accordance with this chapter.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)	Shall	The licensee of a public swimming pool shall maintain the pool, its components, appurtenant facilities and the surrounding area in a safe, clean and sanitary condition, in good repair and in accordance with this chapter.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)	Shall	The licensee of a public swimming pool shall maintain the pool, its components, appurtenant facilities and the surrounding area in a safe, clean and sanitary condition, in good repair and in accordance with this chapter.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)	Shall	The licensee of a public swimming pool shall maintain the pool, its components, appurtenant facilities and the surrounding area in a safe, clean and sanitary condition, in good repair and in accordance with this chapter.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)	Shall	The licensee of a public swimming pool shall maintain the pool, its components, appurtenant facilities and the surrounding area in a safe, clean and sanitary condition, in good repair and in accordance with this chapter.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(1)	Shall not	The licensee shall not operate a public swimming pool or portion thereof when an imminent health hazard is present, including but not limited to the following	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(1)	Shall not	The licensee shall not operate a public swimming pool or portion thereof when an imminent health hazard is present, including but not limited to the following	3749.02	Yes, state law	Yes, state law

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3701-31-04(B)(2)	Shall	An authorized representative of the licensee who is familiar with the public swimming pool equipment, operation and safety shall be either on site or within thirty minutes of the site whenever the pool is open for use, to respond to requests for information or assistance by patrons of the pool, the licensor, or the director.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(3)	Shall	Operating personnel shall be trained in the operation of all equipment, procedures for handling, storing and using chemical compounds, procedures for performing and interpreting the required onsite chemical tests and the appropriate emergency procedures.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(3)	Shall	Operating personnel shall be trained in the operation of all equipment, procedures for handling, storing and using chemical compounds, procedures for performing and interpreting the required onsite chemical tests and the appropriate emergency procedures.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(3)	Shall	Operating personnel shall be trained in the operation of all equipment, procedures for handling, storing and using chemical compounds, procedures for performing and interpreting the required onsite chemical tests and the appropriate emergency procedures.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(3)	Shall	Operating personnel shall be trained in the operation of all equipment, procedures for handling, storing and using chemical compounds, procedures for performing and interpreting the required onsite chemical tests and the appropriate emergency procedures.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(3)	Shall	Operating personnel shall be trained in the operation of all equipment, procedures for handling, storing and using chemical compounds, procedures for performing and interpreting the required onsite chemical tests and the appropriate emergency procedures.	3749.02	Yes, state law	Yes, state law

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3701-31-04(B)(3)	Shall	Operating personnel shall be trained in the operation of all equipment, procedures for handling, storing and using chemical compounds, procedures for performing and interpreting the required onsite chemical tests and the appropriate emergency procedures.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(3)	Shall	Operating personnel shall be trained in the operation of all equipment, procedures for handling, storing and using chemical compounds, procedures for performing and interpreting the required onsite chemical tests and the appropriate emergency procedures.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(4)	Shall	The licensee of a public swimming pool or their authorized representative shall maintain records, as follows	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(4)(a)	Shall	Water quality information shall be recorded in writing and in the required frequency as set forth in this rule.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(4)(a)	Shall	Water quality information shall be recorded in writing and in the required frequency as set forth in this rule.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(4)(a)(i)	Shall	The disinfectant residual shall be tested daily at the poolside deck prior to bathers entering the public swimming pool and every four hours when the public swimming pool is open for use.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(4)(a)(i)	Shall	The disinfectant residual shall be tested daily at the poolside deck prior to bathers entering the public swimming pool and every four hours when the public swimming pool is open for use.	3749.02	Yes, state law	Yes, state law

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3701-31-04(B)(4)(a)(i)	Shall	The disinfectant residual for a public swimming pool where an automatic chemical controller is installed shall be tested daily at the pool deck prior to bathers entering the water and every twelve hours the public swimming pool is open for use.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(4)(a)(i)	Shall	The disinfectant residual for a public swimming pool where an automatic chemical controller is installed shall be tested daily at the pool deck prior to bathers entering the water and every twelve hours the public swimming pool is open for use.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(4)(a)(i)	Shall	A manual test for the disinfectant residual shall be performed at the spray nozzles on at least one special feature every six hours when the public swimming pool is open for use;	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(4)(a)(ii)	Shall	Combined chlorine shall be tested daily prior to bathers entering the public swimming pool and every four hours the public swimming pool is open for use;	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(4)(a)(ii)	Shall	Combined chlorine shall be tested daily prior to bathers entering the public swimming pool and every four hours the public swimming pool is open for use;	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(4)(a)(iii)	Shall	pH shall be tested daily prior to bathers entering the public swimming pool and every four hours when the public swimming pool is open for use.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(4)(a)(iii)	Shall	pH shall be tested daily prior to bathers entering the public swimming pool and every four hours when the public swimming pool is open for use.	3749.02	Yes, state law	Yes, state law

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3701-31-04(B)(4)(a)(iii)	Shall	A manual test for pH shall be performed at the spray nozzles on at least one special feature every six hours when the public swimming pool is open for use;	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(4)(a)(iv)	Shall	Water temperature shall be recorded not less than once per day;	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(4)(a)(v)	Shall	Water clarity shall be assessed continuously while the public swimming pool is in use and any problem with clarity shall be recorded as it occurs;	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(4)(a)(v)	Shall	Water clarity shall be assessed continuously while the public swimming pool is in use and any problem with clarity shall be recorded as it occurs;	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(4)(a)(vi)	Shall	Total alkalinity shall be tested not less than once per week;	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(4)(a)(vii)	Shall	Cyanuric acid shall be tested not less than once per week;	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(4)(a)(viii)	Shall	Total dissolved solids shall be tested in accordance with the manufacturer of a chlorine (salt) generator's specifications and whenever a water clarity problem occurs;	3749.02	Yes, state law	Yes, state law

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3701-31-04(B)(4)(a)(viii)	Shall	Total dissolved solids shall be tested in accordance with the manufacturer of a chlorine (salt) generator's specifications and whenever a water clarity problem occurs;	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(4)(a)(ix)	Shall	Any chemical that is added to the public swimming pool other than those chemicals that are routinely used for disinfection;	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(4)(a)(x)	Shall	All injuries shall be recorded as they happen; and	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(4)(a)(xi)	Shall	All fecal accidents shall be recorded as they happen.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(4)(a)(xi)	Shall	The response to the fecal accident shall also be recorded.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(4)(b)	Shall	Lifeguard or other safety training shall be in accordance with paragraphs (E)(4)(e)(viii) to (E)(4)(e)(x) of this rule.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(4)(c)	Shall	Test results and service records for automatic chemical controllers and SVRS's shall be maintained.	3749.02	Yes, state law	Yes, state law

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3701-31-04(B)(4)(c)	Shall	Test results and service records for automatic chemical controllers and SVRS's shall be maintained.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(5)	Shall	Records shall be kept on file by the licensee for not less than two years and shall be made available, upon request, for review by the licensor or the director.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(5)	Shall	Records shall be kept on file by the licensee for not less than two years and shall be made available, upon request, for review by the licensor or the director.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)	Shall	All equipment shall be maintained in a clean, safe and sanitary condition, in good repair and in accordance with the manufacturer's specifications, the approved plans or this chapter of the Administrative Code as follows:	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)	Shall	All equipment shall be maintained in a clean, safe and sanitary condition, in good repair and in accordance with the manufacturer's specifications, the approved plans or this chapter of the Administrative Code as follows:	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)	Shall	All equipment shall be maintained in a clean, safe and sanitary condition, in good repair and in accordance with the manufacturer's specifications, the approved plans or this chapter of the Administrative Code as follows:	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)	Shall	All equipment shall be maintained in a clean, safe and sanitary condition, in good repair and in accordance with the manufacturer's specifications, the approved plans or this chapter of the Administrative Code as follows:	3749.02	Yes, state law	Yes, state law

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3701-31-04(B)(6)	Shall	All equipment shall be maintained in a clean, safe and sanitary condition, in good repair and in accordance with the manufacturer's specifications, the approved plans or this chapter of the Administrative Code as follows:	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)	Shall	All equipment shall be maintained in a clean, safe and sanitary condition, in good repair and in accordance with the manufacturer's specifications, the approved plans or this chapter of the Administrative Code as follows:	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(a)	Shall	The structure of a public swimming pool shall be maintained with an impervious water tight tank with cleanable surfaces.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(a)(ii)	Shall	Whenever a public swimming pool is repainted, resurfaced or a liner is installed, the interior surfaces of public swimming pools shall be painted white unless the color is submitted to and approved by the director.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(a)(ii)	Shall	Whenever a public swimming pool is repainted, resurfaced or a liner is installed, the interior surfaces of public swimming pools shall be painted white unless the color is submitted to and approved by the director.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(a)(ii)	Shall	Whenever a public swimming pool is repainted, resurfaced or a liner is installed, the interior surfaces of public swimming pools shall be painted white unless the color is submitted to and approved by the director.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(a)(ii)(a)	Shall not	Lane lines shall not exceed twelve inches wide unless painted in accordance with the applicable competitive standard.	3749.02	Yes, state law	Yes, state law

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3701-31-04(B)(6)(a)(ii)(b)	Shall	Logos applied to the bottom of a public swimming pool shall be submitted to the director for approval.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(b)	Shall	Pipe replaced for new construction or for maintenance and repair shall be rigid PVC meeting ASTM F441/F441M-99 or equivalent in accordance with paragraph (C)(2) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(b)	Shall	Pipe replaced for new construction or for maintenance and repair shall be rigid PVC meeting ASTM F441/F441M-99 or equivalent in accordance with paragraph (C)(2) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(c)	Shall	Cross connection hazards shall be prevented in accordance with paragraph (E) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(c)(i)	Shall	Backflow prevention devices shall be maintained.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(c)(ii)	Shall	Lines discharging into backwash or drainage sumps shall have an air gap and remain open to freely drain.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(c)(ii)	Shall	Lines discharging into backwash or drainage sumps shall have an air gap and remain open to freely drain.	3749.02	Yes, state law	Yes, state law

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3701-31-04(B)(6)(c)(iii)	Shall	Floor areas in equipment, storage and filter rooms shall be free of standing water.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(c)(iii)	Shall	Floor areas in equipment, storage and filter rooms shall be free of standing water.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(c)(iii)	Shall	Floor areas in equipment, storage and filter rooms shall be free of standing water.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(c)(iv)	Shall not	Condensate from equipment shall not be added to pool water.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(c)(v)	Shall	The discharge of any water from a public swimming pool shall be in accordance with paragraph (E)(1) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(d)	Shall	There shall be equipment on site for complete removal of the water from a public spa.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(e)	Shall	Equipment labels shall be maintained in accordance with paragraph (F)(12) of rule 3701-31-05.1 of the Administrative Code or information about each piece of equipment shall be kept on file.	3749.02	Yes, state law	Yes, state law

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3701-31-04(B)(6)(e)	Shall	In addition to the equipment listed in paragraph (F)(12) of rule 3701-31-05.1 of the Administrative Code any SVRS installed on a public swimming pool shall also have an equipment label.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(f)	Shall	The circulation system turnover rate in paragraph (F)(1) of rule 3701-31-05.1 of the Administrative Code shall be maintained continuously twenty-four hours a day during all parts of the year that the public swimming pool is in use.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(f)(ii)	Shall	If the licensor finds that the public swimming pool is consistently in violation of paragraph (F)(1) of rule 3701-31-05.1 of the Administrative Code and the water quality parameters in paragraph (C) of this rule, or if all of the components of the circulation system are replaced, the licensee shall bring the public swimming pool into compliance with the turnover rate requirements specified in paragraph (F)(1) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(g)	Shall	Any throttle valve that is installed in accordance with paragraph (F)(3) of rule 3701-31-05.1 of the Administrative Code shall be maintained and properly adjusted.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(g)	Shall	Any throttle valve that is installed in accordance with paragraph (F)(3) of rule 3701-31-05.1 of the Administrative Code shall be maintained and properly adjusted.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(h)	Shall	All meters and gauges required by shall be maintained and functional twenty-four hours a day during all parts of the year the public swimming pool is in operation in accordance with paragraph (F)(2)(b)(i) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law

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3701-31-04(B)(6)(h)	Shall	All meters and gauges required by shall be maintained and functional twenty-four hours a day during all parts of the year the public swimming pool is in operation in accordance with paragraph (F)(2)(b)(i) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(h)	Shall	All meters and gauges required by shall be maintained and functional twenty-four hours a day during all parts of the year the public swimming pool is in operation in accordance with paragraph (F)(2)(b)(i) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(h)	Shall	All meters and gauges required by shall be maintained and functional twenty-four hours a day during all parts of the year the public swimming pool is in operation in accordance with paragraph (F)(2)(b)(i) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(i)	Shall	A means of determining rate-of-flow shall be properly installed, provided and maintained on all water pumps so that the rate of circulation can be accurately determined.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(i)	Shall	A means of determining rate-of-flow shall be properly installed, provided and maintained on all water pumps so that the rate of circulation can be accurately determined.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(i)	Shall	A means of determining rate-of-flow shall be properly installed, provided and maintained on all water pumps so that the rate of circulation can be accurately determined.	3749.02	Yes, state law	Yes, state law

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3701-31-04(B)(6)(j)	Shall	All SVRS's shall be maintained and functional at all times the public swimming pool is in use.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(j)	Shall	All SVRS's shall be maintained and functional at all times the public swimming pool is in use.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(j)	Shall	These devices shall be tested in accordance with paragraph (B)(4)(c) of this rule.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(k)	Shall	Outlet covers shall be secured at all times so they cannot be removed without the use of tools.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(k)	Shall	Outlet covers shall meet the requirements of ANSI/ASME A112.19.8-2007.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(k)	Shall	Equalizer lines shall have compliant covers or be removed or plugged.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(l)	Shall	As required by the Virginia Graeme Baker Pool and Spa Safety Act, Public Law 110-440, 121 STAT. 1794 (2007), 15 U.S.C. Sec. 8001, all public swimming pools shall have a secondary means installed to prevent entrapment or evisceration of the public swimming pool patrons.	3749.02	Yes, state law	Yes, state law

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3701-31-04(B)(6)(l)	Shall	The secondary means may be any of the following and shall be submitted to the director for plan approval prior to installation in a public swimming pool:	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(m)	Shall	The mixing-holding tank or the holding tank for a spray ground described in paragraphs (Y)(2)(a)(i) and (Y)(3) of rule 3701-31-05.1 of the Administrative Code shall operate without circulation"dead spots", and shall be cleaned and drained at least once every one hundred twenty days.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(m)	Shall	The mixing-holding tank or the holding tank for a spray ground described in paragraphs (Y)(2)(a)(i) and (Y)(3) of rule 3701-31-05.1 of the Administrative Code shall operate without circulation"dead spots", and shall be cleaned and drained at least once every one hundred twenty days.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(m)	Shall	The mixing-holding tank or the holding tank for a spray ground described in paragraphs (Y)(2)(a)(i) and (Y)(3) of rule 3701-31-05.1 of the Administrative Code shall operate without circulation"dead spots", and shall be cleaned and drained at least once every one hundred twenty days.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(n)	Shall	The water level of a public swimmingpool shall be maintained in accordance with paragraph (BB) of rule 3701-31-01 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(o)	Shall	Ladders, stairs, recessed steps and hand rails shall be in good repair and slip resistant at all times.	3749.02	Yes, state law	Yes, state law

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3701-31-04(B)(6)(p)	Shall	Deck surfaces shall be maintained in a clean, smooth and slip-resistant condition, free of any standing water and any sharp, exposed edges or other hazards.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(p)	Shall	Deck surfaces shall be maintained in a clean, smooth and slip-resistant condition, free of any standing water and any sharp, exposed edges or other hazards.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(p)	Shall	Deck surfaces shall be maintained in a clean, smooth and slip-resistant condition, free of any standing water and any sharp, exposed edges or other hazards.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(p)	Shall	Deck surfaces shall be maintained in a clean, smooth and slip-resistant condition, free of any standing water and any sharp, exposed edges or other hazards.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(p)	Shall	Deck surfaces shall be maintained in a clean, smooth and slip-resistant condition, free of any standing water and any sharp, exposed edges or other hazards.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(p)	Shall	Deck surfaces shall be maintained in a clean, smooth and slip-resistant condition, free of any standing water and any sharp, exposed edges or other hazards.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(p)	Shall	Deck surfaces shall be maintained in a clean, smooth and slip-resistant condition, free of any standing water and any sharp, exposed edges or other hazards.	3749.02	Yes, state law	Yes, state law

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3701-31-04(B)(6)(q)	Shall	Depth markers, deck warnings and signs shall be maintained in accordance with paragraph (H) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(q)	Shall	Depth markers, deck warnings and signs shall be maintained in accordance with paragraph (H) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(q)	Shall	Depth markers, deck warnings and signs shall be maintained in accordance with paragraph (H) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(r)	Shall	Safety lines shall be maintained in accordance with paragraph (N) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(s)	Shall	Perimeter barriers shall be in good repair at all times to prevent unauthorized entry.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(s)	Shall	All perimeter barriers shall be with gates or doors that are self-closing and lockable unless otherwise permitted by law.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(s)	Shall	All perimeter barriers shall be with gates or doors that are self-closing and lockable unless otherwise permitted by law.	3749.02	Yes, state law	Yes, state law

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3701-31-04(B)(6)(s)	Shall	Sections of the barrier may be repaired but additions, substantial alterations or replacement of the barrier shall be in accordance with paragraph (O) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(s)	Shall	Sections of the barrier may be repaired but additions, substantial alterations or replacement of the barrier shall be in accordance with paragraph (O) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(s)	Shall	Sections of the barrier may be repaired but additions, substantial alterations or replacement of the barrier shall be in accordance with paragraph (O) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(s)	Shall	At no time shall a gap within the perimeter barrier or between the perimeter barrier and a building or the ground exceed four or six inches, depending on the date of construction.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(s)	Shall	At no time shall a gap within the perimeter barrier or between the perimeter barrier and a building or the ground exceed four or six inches, depending on the date of construction.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(t)	Shall	All equipment, chemical and other storage areas shall be maintained in a clean condition, free from any hazards and accessible only to authorized personnel in accordance with paragraph (Q)(1) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(t)	Shall	All equipment, chemical and other storage areas shall be maintained in a clean condition, free from any hazards and accessible only to authorized personnel in accordance with paragraph (Q)(1) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law

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3701-31-04(B)(6)(t)	Shall	All equipment, chemical and other storage areas shall be maintained in a clean condition, free from any hazards and accessible only to authorized personnel in accordance with paragraph (Q)(1) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(t)	Shall	All equipment, chemical and other storage areas shall be maintained in a clean condition, free from any hazards and accessible only to authorized personnel in accordance with paragraph (Q)(1) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(t)	Shall	All equipment, chemical and other storage areas shall be maintained in a clean condition, free from any hazards and accessible only to authorized personnel in accordance with paragraph (Q)(1) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(t)	Shall	All equipment, chemical and other storage areas shall be maintained in a clean condition, free from any hazards and accessible only to authorized personnel in accordance with paragraph (Q)(1) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(t)	Shall	All equipment, chemical and other storage areas shall be maintained in a clean condition, free from any hazards and accessible only to authorized personnel in accordance with paragraph (Q)(1) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(t)	Shall	All equipment, chemical and other storage areas shall be maintained in a clean condition, free from any hazards and accessible only to authorized personnel in accordance with paragraph (Q)(1) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(u)	Shall	The ventilation system shall be maintained in good repair, free of hazards, according to applicable codes and in accordance with paragraph (R) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law

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3701-31-04(B)(6)(u)	Shall	The ventilation system shall be maintained in good repair, free of hazards, according to applicable codes and in accordance with paragraph (R) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(u)	Shall	The ventilation system shall be maintained in good repair, free of hazards, according to applicable codes and in accordance with paragraph (R) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(u)	Shall	The ventilation system shall be maintained in good repair, free of hazards, according to applicable codes and in accordance with paragraph (R) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(v)	Shall	All electrical components shall be maintained in good repair, free of hazards, according to applicable codes and in accordance with paragraph (S) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(v)	Shall	All electrical components shall be maintained in good repair, free of hazards, according to applicable codes and in accordance with paragraph (S) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(v)	Shall	All electrical components shall be maintained in good repair, free of hazards, according to applicable codes and in accordance with paragraph (S) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(v)	Shall	All electrical components shall be maintained in good repair, free of hazards, according to applicable codes and in accordance with paragraph (S) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law

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3701-31-04(B)(6)(w)	Shall	Adequate lighting shall be maintained when the public swimming pool is in use in accordance with paragraph (T) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(x)	Shall	The spray pad of a spray ground shall be maintained to prevent excessive accumulation of vegetation or debris on its surface.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(y)	Shall	All chemicals used for the operation of a public swimming pool shall be stored properly in clearly labeled containers.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(y)	Shall	No chemicals which may present a hazard to the operation of the public swimming pool or to its personnel or patrons, such as insecticides, solvents, strong oxidizers, and flammables, shall be stored or used in a way that could present such a hazard.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(y)	Shall	No chemicals which may present a hazard to the operation of the public swimming pool or to its personnel or patrons, such as insecticides, solvents, strong oxidizers, and flammables, shall be stored or used in a way that could present such a hazard.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(y)	Shall	When winterizing a public swimming pool the licensee shall ensure that only antifreeze that is non-toxic and does not contain alcohol or ethylene glycol is used.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(y)	Shall	When winterizing a public swimming pool the licensee shall ensure that only antifreeze that is non-toxic and does not contain alcohol or ethylene glycol is used.	3749.02	Yes, state law	Yes, state law

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3701-31-04(B)(6)(z)	Shall	Special features including slides, fountains or other water attractions in public swimming pools shall be maintained in good repair and according to manufacturer specifications.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(z)	Shall	Special features including slides, fountains or other water attractions in public swimming pools shall be maintained in good repair and according to manufacturer specifications.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(aa)	Shall	All diving areas and components shall be maintained in good repair.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(aa)	Shall	All diving areas and components shall be maintained in good repair.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(aa)	Shall	Substantial alterations made to a diving area of an existing pool shall comply with the design requirements in paragraph (K)(1) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(aa)	Shall	Adding a movable fulcrum, changing the length of a board, installing or moving a stand are substantial alterations requiring plan approval.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(aa)	Shall	Adding a movable fulcrum, changing the length of a board, installing or moving a stand are substantial alterations requiring plan approval.	3749.02	Yes, state law	Yes, state law

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3701-31-04(B)(6)(aa)	Shall	Adding a movable fulcrum, changing the length of a board, installing or moving a stand are substantial alterations requiring plan approval.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(aa)	Shall	Adding a movable fulcrum, changing the length of a board, installing or moving a stand are substantial alterations requiring plan approval.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(bb)(i)	Shall	Diving areas and equipment used for recreational diving purposes at existing public swimming pools shall comply with the requirements in this rule and the applicable chart in appendix B to this rule.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(bb)(i)	Shall	Diving areas and equipment used for recreational diving purposes at existing public swimming pools shall comply with the requirements in this rule and the applicable chart in appendix B to this rule.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(bb)(ii)	Shall	The required water depths beneath recreational diving boards shall be maintained as follows:	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(bb)(ii)(a)	Shall	The required water depths beneath recreational diving boards shall be maintained as follows: Not less than five feet on either side for diving boards one meter or less in height; or	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(bb)(ii)(b)	Shall	The required water depths beneath recreational diving boards shall be maintained as follows: Not less than seven feet on either side for diving boards three meters in height.	3749.02	Yes, state law	Yes, state law

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3701-31-04(B)(6)(bb)(iii)	Shall	Unobstructed headroom above all recreational diving boards used in recreational diving areas shall extend for at least fifteen feet above the board and for not less than ten feet in all directions over the water, measured from the center of the diving end of the board.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(bb)(iii)	Shall	Unobstructed headroom above all recreational diving boards used in recreational diving areas shall extend for at least fifteen feet above the board and for not less than ten feet in all directions over the water, measured from the center of the diving end of the board.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(bb)(v)	Shall	Horizontal separation between recreational diving boards shall be at least ten feet.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(bb)(v)	Shall	The horizontal distance between a one meter or less recreational diving board and the public swimming pool side wall shall be at least ten feet.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(bb)(v)	Shall	The horizontal distance between a three meter recreational diving board and the public swimming pool side wall shall be at least eleven feet.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(bb)(v)	Shall	All measurements shall be taken from the center of the diving end of the board at the public swimming pool surface.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(bb)(vi)	Shall	Recreational diving equipment (diving stands and boards) shall have either a fixed fulcrum or an adjustable fulcrum that shall be locked in the forward most position at all times other than for competition training and or events.	3749.02	Yes, state law	Yes, state law

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3701-31-04(B)(6)(bb)(vi)	Shall	Recreational diving equipment (diving stands and boards) shall have either a fixed fulcrum or an adjustable fulcrum that shall be locked in the forward most position at all times other than for competition training and or events.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(cc)	Shall	Starting blocks shall be used for their intended purpose.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(cc)(i)	Shall	All starting blocks and diving platforms shall be maintained in good repair.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(cc)(i)	Shall	All starting blocks and diving platforms shall be maintained in good repair.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(cc)(ii)	Shall	The licensee shall ensure that starting blocks and diving platforms are not accessible or used except when a coach or instructor is physically present and available to observe the use of the starting blocks and diving platforms.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(cc)(ii)	Shall	The licensee shall ensure that starting blocks and diving platforms are not accessible or used except when a coach or instructor is physically present and available to observe the use of the starting blocks and diving platforms.	3749.02	Yes, state law	Yes, state law
3701-31-04(B)(6)(cc)(ii)	Shall	The licensee shall ensure that starting blocks and diving platforms are not accessible or used except when a coach or instructor is physically present and available to observe the use of the starting blocks and diving platforms.	3749.02	Yes, state law	Yes, state law

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3701-31-04(B)(6)(cc)(ii)	Shall	The licensee shall ensure that starting blocks and diving platforms are not accessible or used except when a coach or instructor is physically present and available to observe the use of the starting blocks and diving platforms.	3749.02	Yes, state law	Yes, state law
3701-31-04(C)	Shall	The water quality parameters listed below shall be tested in accordance with the frequency established in paragraph (B)(4)(a) of this rule.	3749.02	Yes, state law	Yes, state law
3701-31-04(C)(1)	Shall	The licensee shall ensure that the water supply for a public swimming pool meets the requirements in paragraph (D) of rule 3701-31-05.1 of the Administrative code.	3749.02	Yes, state law	Yes, state law
3701-31-04(C)(2)	Shall	The pH shall be maintained within the range of not less than 7.2 and not greater than 7.8.	3749.02	Yes, state law	Yes, state law
3701-31-04(C)(3)	Shall	The licensee shall maintain the total alkalinity of a public swimming pool at sixty parts per million or above.	3749.02	Yes, state law	Yes, state law
3701-31-04(C)(3)	Shall not	The total alkalinity shall not be maintained at such a high level that it impairs the ability to meet the other required chemical and water clarity parameters prescribed by this rule.	3749.02	Yes, state law	Yes, state law
3701-31-04(C)(4)	Shall not	The licensee shall not maintain TDS at any level that impairs the ability of the public swimming pool to meet the water clarity requirement of paragraph (C)(5) of this rule or other water quality parameters prescribed by this rule.	3749.02	Yes, state law	Yes, state law

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3701-31-04(C)(5)	Shall	The licensee shall ensure that the water in any public swimming pool has sufficient clarity that the deepest point of the public swimming pool is readily visible when viewed from the deck.	3749.02	Yes, state law	Yes, state law
3701-31-04(C)(6)	Shall	The licensee shall ensure that the water temperature of a public swimming pool normally does not exceed ninety degrees Fahrenheit.	3749.02	Yes, state law	Yes, state law
3701-31-04(C)(7)	Shall	The licensee shall ensure that the water temperature of a public spa does not exceed one hundred four degrees Fahrenheit.	3749.02	Yes, state law	Yes, state law
3701-31-04(C)(7)	Shall not	Temperature controls shall not be accessible to the general public.	3749.02	Yes, state law	Yes, state law
3701-31-04(C)(7)	Shall	The licensee shall provide a thermometer for monitoring the temperature of the public spa.	3749.02	Yes, state law	Yes, state law
3701-31-04(C)(8)	Shall	The licensee shall ensure that public spa water is drained completely to waste at least once every thirty days.	3749.02	Yes, state law	Yes, state law
3701-31-04(D)	Shall	The licensee shall ensure that the public swimming pool maintains the disinfection of the water as follows:	3749.02	Yes, state law	Yes, state law

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3701-31-04(D)(1)	Shall not	Gas chlorine shall not be used for disinfection in any public swimming pool.	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(2)	Shall	Public swimming pools shall be continuously disinfected using a chemical feeding device connected directly to the circulation system of the public swimming pool.	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(2)	Shall	The device shall impart an easily measured residual of chlorine or bromine.	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(2)	Shall	No licensee shall continuously disinfect a public swimming pool by means of hand dosing of disinfectant.	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(3)	Shall	Any mixing holding tank shall have sufficient disinfection to prevent the growth of pathogens in accordance with paragraph (B)(6)(m) of this rule.	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(4)(a)	Shall not	The secondary disinfection system shall not lower the disinfecting strength of the primary disinfectant or otherwise affect the water quality adversely.	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(5)	Shall not	The Cyanuric acid level in a public swimming pool shall not exceed seventy parts per million.	3749.02	Yes, state law	Yes, state law

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3701-31-04(D)(5)	Shall	Cyanuric acid shall be tested in accordance with paragraph (B)(4)(a)(vii) of this rule.	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(6)	Shall	The licensee shall ensure that the following disinfectant residuals are maintained:	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(6)(a)	Shall not	The maximum combined chlorine level shall not exceed 1.0 ppm.	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(6)(a)	Shall	Public swimming pools Minimum Chlorine 1.0 ppm	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(6)(a)	Shall	Public swimming pools Minimum Bromine 2.0 ppm	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(6)(a)	Shall	Public Spas Minimum Chlorine 2.0 ppm	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(6)(a)	Shall	Public Spas Minimum Bromine 4.0 ppm	3749.02	Yes, state law	Yes, state law

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3701-31-04(D)(6)(a)	Shall	Spray grounds/special features Minimum Chlorine 2.0 ppm	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(6)(a)	Shall	Spray grounds/special features Minimum Bromine 4.0 ppm	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(7)	Shall	The licensee of a public spa shall provide an automatic chemical controller to continually monitor and adjust the level of free chlorine or bromine and the pH value of the public spa.	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(7)	Shall	The licensee of a public spa shall provide an automatic chemical controller to continually monitor and adjust the level of free chlorine or bromine and the pH value of the public spa.	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(7)	Shall	The licensee of a public spa shall provide an automatic chemical controller to continually monitor and adjust the level of free chlorine or bromine and the pH value of the public spa.	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(7)(a)	Shall	The device shall: Continuously monitor the pH and the oxidation-reduction potential (ORP) of the chlorine or bromine.	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(7)(a)	Shall	The device shall: Continuously monitor the pH and the oxidation-reduction potential (ORP) of the chlorine or bromine.	3749.02	Yes, state law	Yes, state law

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3701-31-04(D)(7)(b)	Shall	The device shall: Display the pH and ORP values.	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(7)(b)	Shall	The device shall: Display the pH and ORP values.	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(7)(c)	Shall	The device shall: Activate an audible or visual signal in the event of a system malfunction or when the pH or ORP levels are not within acceptable limits as set forth in this rule;	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(7)(c)	Shall	The device shall: Activate an audible or visual signal in the event of a system malfunction or when the pH or ORP levels are not within acceptable limits as set forth in this rule;	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(7)(c)	Shall	The device shall: Activate an audible or visual signal in the event of a system malfunction or when the pH or ORP levels are not within acceptable limits as set forth in this rule;	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(7)(d)	Shall	The device shall: Have a flow switch or pressure switch with a shut-off valve, that is compatible with the automatic chemical controller to prevent the injection of chemicals when there is no or low circulation flow.	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(7)(d)	Must	The licensee must test the flow or pressure switch in accordance with the manufacturer's specifications monthly and record the results on the operation report;	3749.02	Yes, state law	Yes, state law

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3701-31-04(D)(7)(d)	Must	The licensee must test the flow or pressure switch in accordance with the manufacturer's specifications monthly and record the results on the operation report;	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(7)(e)	Shall	The device shall be on the list of controllers that meet the requirements of this paragraph shall be maintained by the director in accordance with paragraph (G)(3) of rule 3701-31-02 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(7)(e)	Shall	The device shall be on the list of controllers that meet the requirements of this paragraph shall be maintained by the director in accordance with paragraph (G)(3) of rule 3701-31-02 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(8)	Shall	The licensee and the licensor shall maintain a test kit in good repair and capable of measuring parameters consistent with the required chemical residuals.	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(8)	Shall	The licensee and the licensor shall maintain a test kit in good repair and capable of measuring parameters consistent with the required chemical residuals.	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(8)	Shall	The licensee and the licensor shall maintain a test kit in good repair and capable of measuring parameters consistent with the required chemical residuals.	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(8)	Shall	The licensee and the licensor shall maintain a test kit in good repair and capable of measuring parameters consistent with the required chemical residuals.	3749.02	Yes, state law	Yes, state law

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3701-31-04(D)(8)	Shall	Unless otherwise stated, all water quality parameters shall be tested in accordance with paragraph (B)(4)(a) of this rule.	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(8)(a)	Shall	The disinfection tests shall measure the free chlorine residual, the total or the combined chlorine residual or the bromine residual of a public swimming pool, with a test that uses diethyl l-p-phenylenediamine (DPD).	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(8)(c)	Shall	Test kit reagents shall be fresh, properly stored to prevent degradation and used in accordance with the manufacturer's specifications.	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(8)(c)	Shall	Test kit reagents shall be fresh, properly stored to prevent degradation and used in accordance with the manufacturer's specifications.	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(8)(c)	Shall	Test kit reagents shall be fresh, properly stored to prevent degradation and used in accordance with the manufacturer's specifications.	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(9)	Shall not	Chemicals shall not be manually added in a public swimming pool when bathers are present.	3749.02	Yes, state law	Yes, state law
3701-31-04(D)(10)	Shall	The licensee shall ensure that the water in a public swimming pool meets the bacteriological standard set forth in this paragraph.	3749.02	Yes, state law	Yes, state law

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3701-31-04(E)	Shall	The licensee shall maintain the public swimming pool in a healthy and safe environment.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)	Shall	The licensee shall maintain the public swimming pool in a healthy and safe environment.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(1)	Shall not	Any person with an obvious infectious wound or experiencing diarrhea or vomiting shall not be permitted by the licensee to use a public swimming pool.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(1)	Shall not	Any person with an obvious infectious wound or experiencing diarrhea or vomiting shall not be permitted by the licensee to use a public swimming pool.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(1)	Shall not	Any person with an obvious infectious wound or experiencing diarrhea or vomiting shall not be permitted by the licensee to use a public swimming pool.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(1)	Shall	No person observed passing feces, urine, or blood into a public swimming pool shall be permitted to use the public swimming pool.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(1)	Shall	No person observed passing feces, urine, or blood into a public swimming pool shall be permitted to use the public swimming pool.	3749.02	Yes, state law	Yes, state law

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3701-31-04(E)(1)	Shall	No person observed passing feces, urine, or blood into a public swimming pool shall be permitted to use the public swimming pool.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(2)	Shall	The licensee of a public swimming pool other than a spa, wading pool or spray ground shall provide safety equipment that shall be readily visible from the public swimming pool and easily accessible.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(2)	Shall	The licensee of a public swimming pool other than a spa, wading pool or spray ground shall provide safety equipment that shall be readily visible from the public swimming pool and easily accessible.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(2)	Shall	The licensee of a public swimming pool other than a spa, wading pool or spray ground shall provide safety equipment that shall be readily visible from the public swimming pool and easily accessible.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(2)(a)	Shall	Public swimming pools that are not required to have a lifeguard on duty shall have the following safety equipment:	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(2)(a)(i)	Shall	Public swimming pools that are not required to have a lifeguard on duty shall have the following: At least one non-telescopic reach pole twelve feet long with a shepherd's crook;	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(2)(a)(ii)	Shall	Public swimming pools that are not required to have a lifeguard on duty shall have the following: At least one United States coast guard approved type IV personal flotation device (ring buoy, throw bag, or equivalent throwing device) with one-quarter inch	3749.02	Yes, state law	Yes, state law

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		diameter line not less than thirty feet or more than sixty feet in length; and			
3701-31-04(E)(2)(a)(iii)	Shall	Public swimming pools that are not required to have a lifeguard on duty shall have the following: At least one back or spine board.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(2)(b)	Shall	Public swimming pools that are required to have a lifeguard on duty shall have the following safety equipment:	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(2)(b)(i)	Shall	Public swimming pools that are not required to have a lifeguard on duty shall have the following: The items in paragraphs (E)(2)(a)(i) to (E)(2)(a)(ii) of this rule; and	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(2)(b)(i)	Shall	Public swimming pools that are not required to have a lifeguard on duty shall have the following: The items in paragraphs (E)(2)(a)(i) to (E)(2)(a)(ii) of this rule; and	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(2)(b)(ii)	Shall	Whenever a lifeguard is required at a public swimming pool a back/spine board shall be provided and equipped with straps and head immobilizers.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(2)(b)(ii)	Shall	Whenever a lifeguard is required at a public swimming pool a back/spine board shall be provided and equipped with straps and head immobilizers.	3749.02	Yes, state law	Yes, state law

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3701-31-04(E)(2)(b)(ii)	Shall	Whenever a lifeguard is required at a public swimming pool a back/spine board shall be provided and equipped with straps and head immobilizers.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(2)(c)	Shall	Safety lines shall be provided in accordance with paragraph (N) of rule 3701-31-05.1 of the Administrative Code, but may be temporarily removed to prevent interference with lap swimming or other aquatic activities.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(2)(d)	Shall	First aid equipment, including a first aid kit, that includes unused disposable gloves and a sufficient supply of materials to stop bleeding.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(2)(d)	Shall	First aid equipment, including a first aid kit, that includes unused disposable gloves and a sufficient supply of materials to stop bleeding.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(2)(e)	Shall	A working telephone or an emergency call box shall be available for emergency use during all parts of the year a public swimming pool is in use.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(2)(e)	Shall	The emergency device shall be at a public swimming pool or within five hundred feet of the public swimming pool.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(2)(e)	Shall	The emergency device shall remain continuously connected to a power source, as appropriate, and operational at all times.	3749.02	Yes, state law	Yes, state law

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3701-31-04(E)(2)(e)	Shall	The emergency device shall remain continuously connected to a power source, as appropriate, and operational at all times.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(2)(e)	Shall	A sign shall be provided in accordance with paragraph (E)(3)(c) of this rule.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)	Shall	The following signs shall be posted at all public swimming pools as applicable:	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)(a)	Shall	The licensee of a public swimming pool not required to provide a lifeguard by paragraph (E)(4) of this rule shall post a warning sign prominently in the public swimming pool area which states: "Warning, No Lifeguard."	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)(b)	Shall	The licensee of a public swimming pool not required to provide a lifeguard by paragraph (E)(4) of this rule shall provide signs that state the same or similar language, "Swimming alone is not recommended" and "Children must be supervised."	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)(b)	Shall	The licensee of a public swimming pool not required to provide a lifeguard by paragraph (E)(4) of this rule shall provide signs that state the same or similar language, "Swimming alone is not recommended" and "Children must be supervised."	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)(c)	Shall	When the emergency device, as required in paragraph (E)(2)(e) of this rule is not visible in the public swimming pool area, the licensee shall post a sign stating the location of the nearest emergency device.	3749.02	Yes, state law	Yes, state law

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3701-31-04(E)(3)(c)	Shall	The sign indicating the location of the emergency device shall have on it the name and telephone number of the nearest available police station, fire station, and rescue unit and any other names and telephone numbers likely to be needed in the event of an emergency.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)(c)	Shall	The sign indicating the location of the emergency device shall have on it the name and telephone number of the nearest available police station, fire station, and rescue unit and any other names and telephone numbers likely to be needed in the event of an emergency.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)(c)	Shall	The sign indicating the location of the emergency device shall have on it the name and telephone number of the nearest available police station, fire station, and rescue unit and any other names and telephone numbers likely to be needed in the event of an emergency.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)(c)	Shall	The sign indicating the location of the emergency device shall have on it the name and telephone number of the nearest available police station, fire station, and rescue unit and any other names and telephone numbers likely to be needed in the event of an emergency.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)(c)	Shall	The sign indicating the location of the emergency device shall have on it the name and telephone number of the nearest available police station, fire station, and rescue unit and any other names and telephone numbers likely to be needed in the event of an emergency.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)(c)	Shall	The sign indicating the location of the emergency device shall have on it the name and telephone number of the nearest available police station, fire station, and rescue unit and any other names and telephone numbers likely to be needed in the event of an emergency.	3749.02	Yes, state law	Yes, state law

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3701-31-04(E)(3)(c)	Shall	The sign indicating the location of the emergency device shall have on it the name and telephone number of the nearest available police station, fire station, and rescue unit and any other names and telephone numbers likely to be needed in the event of an emergency.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)(d)	Shall	When any public swimming pool is closed, the licensee shall conspicuously post at least one sign stating "DANGER - POOL CLOSED" or "WARNING - POOL CLOSED."	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)(e)	Shall	The licensee of a public spa shall prominently mount a caution sign adjacent to the entrance to the public spa.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)(e)	Shall	The sign shall contain the same or similar language as follows: CAUTION	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)(e)	Shall	The sign shall contain the same or similar language as follows: Pregnant women, elderly persons, and persons suffering from heart disease, diabetes or high or low blood pressure should not enter the spa/hot tub without prior medical consultation and permission from their doctor.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)(e)	Shall	The sign shall contain the same or similar language as follows: Do not use the spa/hot tub while under the influence of alcohol, tranquilizers, or other drugs that cause drowsiness or that raise or lower blood pressure.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)(e)	Shall	The sign shall contain the same or similar language as follows: Do not use at water temperatures greater than one hundred four degrees Fahrenheit.	3749.02	Yes, state law	Yes, state law

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3701-31-04(E)(3)(e)	Shall	The sign shall contain the same or similar language as follows: Do not use alone.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)(e)	Shall	The sign shall contain the same or similar language as follows: Unsupervised use by children is prohibited.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)(e)	Shall	The sign shall contain the same or similar language as follows: Observe reasonable time limits (that is, ten to fifteen minutes), then leave the water and cool down before returning for another brief stay.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)(e)	Shall	The sign shall contain the same or similar language as follows: Long exposure may result in nausea, dizziness, or fainting."	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)(f)	Shall	Safety recommendations shall be posted conspicuously at the slide.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)(f)(i)(a)	Shall	The postings shall contain the following information using the same or similar language unless otherwise specified by the manufacturer: Only one user at a time is permitted: forming "chains" is prohibited.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)(f)(i)(a)	Shall	The postings shall contain the following information using the same or similar language unless otherwise specified by the manufacturer: Only one user at a time is permitted: forming "chains" is prohibited.	3749.02	Yes, state law	Yes, state law

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3701-31-04(E)(3)(f)(i)(b)	Shall	The postings shall contain the following information using the same or similar language unless otherwise specified by the manufacturer: Only one user shall be on the platform at any time;	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)(f)(ii)	Shall	The postings shall contain the following information using the same or similar language unless otherwise specified by the manufacturer: Always check to see if the landing area is clear before entering the slide.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)(f)(iii)	Shall	The postings shall contain the following information using the same or similar language unless otherwise specified by the manufacturer: Users must exit the landing area of the slide immediately;	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)(f)(iv)	Shall	The postings shall contain the following information using the same or similar language unless otherwise specified by the manufacturer: Users shall ride feet first at all times; stopping or changing position is prohibited;	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)(f)(iv)	Shall	The postings shall contain the following information using the same or similar language unless otherwise specified by the manufacturer: Users shall ride feet first at all times; stopping or changing position is prohibited;	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)(f)(v)	Shall	The minimum user height shall be posted.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)(f)(v)	Shall	This measurement shall be the manufacturer's recommendation or six inches above the static water level of the pool based on the depth of the public swimming pool immediately beneath the flume on the slide;	3749.02	Yes, state law	Yes, state law

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3701-31-04(E)(3)(f)(vi)	Shall	The postings shall contain the following information using the same or similar language unless otherwise specified by the manufacturer: For speed slides, users shall remain flat; and	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)(f)(vii)	Shall	The postings shall contain the following information using the same or similar language unless otherwise specified by the manufacturer: Life jackets or other flotation devices are prohibited other than those designed for the slide and used as directed by the manufacturer.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(3)(g)	Shall	Within one year from the effective date of this chapter all spray grounds shall post the warning sign in accordance with paragraph (Y)(9) of rule 3701-31-5.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)	Shall	Lifeguards shall be provided by the licensee and on duty during the hours of operation.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)	Shall	Lifeguards shall be provided by the licensee and on duty during the hours of operation.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)	Shall	Lifeguards shall supervise or observe designated areas of the facilities in accordance with one of the following:	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(a)	Shall	The licensee for public swimming pools less than six thousand square feet shall comply with the surveillance criteria in paragraph (E)(4)(c) of this rule and the following table:	3749.02	Yes, state law	Yes, state law

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3701-31-04(E)(4)(a)	Shall	The licensee for public swimming pools less than six thousand square feet shall comply with the surveillance criteria in paragraph (E)(4)(c) of this rule and the following table:	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(a)	Shall	* The operator is responsible for providing safety equipment according to paragraph (E)(2)(b) of this rule.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(a)(ii)	Shall	For the purposes of this paragraph and paragraph (E)(4)(b) of this rule, the surface area of a public swimming pool shall be calculated based upon the portion of the public swimming pool that is available for use by patrons.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(a)(iii)	Shall	The licensee of a public swimming pool shall use a method approved by the licensor to make a portion of the public swimming pool unavailable for use, provided the number of lifeguards does not go below one for any public swimming pool where lifeguards are required.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(a)(iii)	Shall	The lifeguard(s) on duty shall maintain adequate supervision to prevent patrons from entering the closed portions of the public swimming pool.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(b)	Shall	Public swimming pools that have a surface area of six thousand square feet or larger shall have a written plan that shows adequate lifeguard coverage based on the four surveillance criteria in paragraph (E)(4)(c) of this rule.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(b)	Shall	The plan shall be available for viewing by the licensor when inspecting the public swimming pool and shall include:	3749.02	Yes, state law	Yes, state law

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3701-31-04(E)(4)(b)(i)	Shall	The plan shall include: A sketch of the public swimming pool, including dimensions;	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(b)(ii)	Shall	The plan shall include: The locations of lifeguard stations and special features;	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(b)(ii)	Shall	The plan shall include: The locations of lifeguard stations and special features;	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(b)(iii)	Shall	The plan shall include: Designation of each lifeguard's scanning area;	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(b)(iv)	Shall	The plan shall include: Additional sketches for changes due to bather load and different the surface area of a public swimming pool uses (lessons, team practices, meet, etc) where adjustments in lifeguard coverage are warranted; and	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(b)(iv)	Shall	The plan shall include: Additional sketches for changes due to bather load and different the surface area of a public swimming pool uses (lessons, team practices, meet, etc) where adjustments in lifeguard coverage are warranted; and	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(b)(v)	Must	The plan must be revised if the public swimming pool size changes, a special feature is added or the lifeguard's line of sight is changed.	3749.02	Yes, state law	Yes, state law

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3701-31-04(E)(4)(b)(v)	Must	The plan must be revised if the public swimming pool size changes, a special feature is added or the lifeguard's line of sight is changed.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(b)(v)	Must	The plan must be revised if the public swimming pool size changes, a special feature is added or the lifeguard's line of sight is changed.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(c)(i)	Shall	There shall be a sufficient number of lifeguards so that: All areas of the public swimming pool surface and bottom open for use are in the direct line of sight by a lifeguard at all times;	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(c)(i)	Shall	There shall be a sufficient number of lifeguards so that: All areas of the public swimming pool surface and bottom open for use are in the direct line of sight by a lifeguard at all times;	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(c)(ii)	Shall	There shall be a sufficient number of lifeguards so that: All areas of the public swimming pool surface and bottom open for use are reachable by a lifeguard within twenty seconds;	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(c)(ii)	Shall	There shall be a sufficient number of lifeguards so that: All areas of the public swimming pool surface and bottom open for use are reachable by a lifeguard within twenty seconds;	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(c)(iii)	Shall	There shall be a sufficient number of lifeguards so that: Each lifeguard is able to scan their primary area of the public swimming pool effectively in twenty seconds; and	3749.02	Yes, state law	Yes, state law

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3701-31-04(E)(4)(c)(iv)	Shall	There shall be a sufficient number of lifeguards so that: The safety of the bathers in their activity can be effectively controlled.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(d)	Shall	Elevated lifeguard chairs/stands (either stationary or portable) shall be provided, as necessary, for stationary lifeguards and are not necessary for roaming lifeguards.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(d)(i)	Shall	The licensee shall ensure that lifeguards are present at the following locations: Any public swimming pool with diving boards/platforms shall have a lifeguard to supervise the diving area whenever the board(s) or platform(s) are in use;	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(d)(i)	Shall	The licensee shall ensure that lifeguards are present at the following locations: Any public swimming pool with diving boards/platforms shall have a lifeguard to supervise the diving area whenever the board(s) or platform(s) are in use;	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(d)(ii)	Shall	The licensee shall ensure that lifeguards are present at the following locations: A zero depth or other uniquely designed public swimming pool or section of a public swimming pool, except access ramps less than six feet in width, with water depth that gradually increases from zero inches to greater than twenty-four inches shall be supervised by at least one lifeguard at all times, when this section of the public swimming pool is in use.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(d)(ii)	Shall	The licensee shall ensure that lifeguards are present at the following locations: A zero depth or other uniquely designed public swimming pool or section of a public swimming pool, except access ramps less than six feet in width, with water depth that gradually increases from zero inches to greater than twenty-four inches shall be supervised by at least one lifeguard at all times, when this section of the public swimming pool is in use.	3749.02	Yes, state law	Yes, state law

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3701-31-04(E)(4)(d)(iii)	Shall	The licensee shall ensure that lifeguards are present at the following locations: A public swimming pool with a slide that is more than ten feet above the deck level shall have a lifeguard stationed with a clear view and rapid access to supervise the landing area when the slide is in use.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(d)(iii)	Shall	The licensee shall ensure that lifeguards are present at the following locations: A public swimming pool with a slide that is more than ten feet above the deck level shall have a lifeguard stationed with a clear view and rapid access to supervise the landing area when the slide is in use.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(d)(iii)(b)	Shall	The licensee shall ensure that lifeguards are present at the following locations: If the top of the slide is twenty-five feet or more above the deck level, an additional lifeguard shall be required in the landing area when the slide is in use.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(d)(iii)(c)	Shall	A dispatch procedure shall be used for slides that are in use and greater than ten feet in height to establish safe spacing between riders.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(d)(iii)(c)	Shall	A dispatch procedure shall be used for slides that are in use and greater than ten feet in height to establish safe spacing between riders.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(d)(iii)(c)	Shall	The dispatcher shall remain in continual visual or verbal contact with the lifeguard in the landing area.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(d)(iii)(c)	Shall	Dispatchers shall be similarly attired and readily identifiable by bathers and lifeguards.	3749.02	Yes, state law	Yes, state law

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3701-31-04(E)(4)(d)(iii)(c)	Shall	Dispatchers shall be similarly attired and readily identifiable by bathers and lifeguards.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(e)(i)	Shall	Lifeguards on duty at a public swimming pool shall: Be capable swimmers and able to perform all lifeguarding tasks authorized by their certification;	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(e)(i)	Shall	Lifeguards on duty at a public swimming pool shall: Be capable swimmers and able to perform all lifeguarding tasks authorized by their certification;	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(e)(ii)	Shall	Lifeguards on duty at a public swimming pool shall: Be responsible for the safety of bathers within their designated area of responsibility;	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(e)(iii)	Shall	Lifeguards on duty at a public swimming pool shall: Have a clear and unobstructed view of the public swimming pool bottom and areas under supervision;	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(e)(iii)	Shall	Lifeguards on duty at a public swimming pool shall: Have a clear and unobstructed view of the public swimming pool bottom and areas under supervision;	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(e)(iii)	Shall	Lifeguards on duty at a public swimming pool shall: Have a clear and unobstructed view of the public swimming pool bottom and areas under supervision;	3749.02	Yes, state law	Yes, state law

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3701-31-04(E)(4)(e)(iv)	Shall	Lifeguards on duty at a public swimming pool shall: Be similarly attired and readily identifiable by bathers and other lifeguards;	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(e)(iv)	Shall	Lifeguards on duty at a public swimming pool shall: Be similarly attired and readily identifiable by bathers and other lifeguards;	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(e)(v)	Shall	Lifeguards on duty at a public swimming pool shall: Be prepared to immediately enter the water;	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(e)(vi)	Shall not	Lifeguards on duty at a public swimming pool shall: Not be engaged in swimmer instruction or coaching while on duty;	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(e)(vii)	Shall	Lifeguards on duty at a public swimming pool shall: Have on their person a rescue tube and a CPR pocket mask;	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(e)(vii)	Shall	Lifeguards on duty at a public swimming pool shall: Have on their person a rescue tube and a CPR pocket mask;	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(e)(viii)	Shall	Lifeguards on duty at a public swimming pool shall: Have a current and valid certification of lifeguard training by an entity on a list maintained by the director;	3749.02	Yes, state law	Yes, state law

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3701-31-04(E)(4)(e)(viii)	Shall	Lifeguards on duty at a public swimming pool shall: Have a current and valid certification of lifeguard training by an entity on a list maintained by the director;	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(e)(ix)	Shall	Lifeguards on duty at a public swimming pool shall: Have a current and valid certification of training in infant, child and adult cardiopulmonary resuscitation (CPR) including pocket mask, bag valve and two-person CPR by an entity on a list maintained by the director; and	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(e)(ix)	Shall	Lifeguards on duty at a public swimming pool shall: Have a current and valid certification of training in infant, child and adult cardiopulmonary resuscitation (CPR) including pocket mask, bag valve and two-person CPR by an entity on a list maintained by the director; and	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(e)(ix)	Shall	Lifeguards on duty at a public swimming pool shall: Have a current and valid certification of training in infant, child and adult cardiopulmonary resuscitation (CPR) including pocket mask, bag valve and two-person CPR by an entity on a list maintained by the director; and	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(e)(ix)	Shall	Lifeguards on duty at a public swimming pool shall: Have a current and valid certification of training in infant, child and adult cardiopulmonary resuscitation (CPR) including pocket mask, bag valve and two-person CPR by an entity on a list maintained by the director; and	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(e)(ix)	Shall	Lifeguards on duty at a public swimming pool shall: Have a current and valid certification of training in infant, child and adult cardiopulmonary resuscitation (CPR) including pocket mask, bag valve and two-person CPR by an entity on a list maintained by the director; and	3749.02	Yes, state law	Yes, state law

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3701-31-04(E)(4)(e)(ix)	Shall	Lifeguards on duty at a public swimming pool shall: Have a current and valid certification of training in infant, child and adult cardiopulmonary resuscitation (CPR) including pocket mask, bag valve and two-person CPR by an entity on a list maintained by the director; and	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(e)(ix)	Shall	Lifeguards on duty at a public swimming pool shall: Have a current and valid certification of training in infant, child and adult cardiopulmonary resuscitation (CPR) including pocket mask, bag valve and two-person CPR by an entity on a list maintained by the director; and	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(e)(x)	Shall	Lifeguards on duty at a public swimming pool shall: Have a current and valid certification of first aid training by an entity on a list maintained by the director.	3749.02	Yes, state law	Yes, state law
3701-31-04(E)(4)(e)(x)	Shall	Lifeguards on duty at a public swimming pool shall: Have a current and valid certification of first aid training by an entity on a list maintained by the director.	3749.02	Yes, state law	Yes, state law
3701-31-05(A)	Shall	No person shall construct, install, or otherwise substantially alter a public swimming pool until the plans have been submitted to and approved by the director of health.	3749.02	Yes, state law	Yes, state law
3701-31-05(A)	Shall	No person shall construct, install, or otherwise substantially alter a public swimming pool until the plans have been submitted to and approved by the director of health.	3749.02	Yes, state law	Yes, state law
3701-31-05(A)	Shall	No person shall construct, install, or otherwise substantially alter a public swimming pool until the plans have been submitted to and approved by the director of health.	3749.02	Yes, state law	Yes, state law

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3701-31-05(A)	Shall	No person shall construct, install, or otherwise substantially alter a public swimming pool until the plans have been submitted to and approved by the director of health.	3749.02	Yes, state law	Yes, state law
3701-31-05(A)	Shall	No person shall construct, install, or otherwise substantially alter a public swimming pool until the plans have been submitted to and approved by the director of health.	3749.02	Yes, state law	Yes, state law
3701-31-05(A)	Shall	No person shall construct, install, or otherwise substantially alter a public swimming pool until the plans have been submitted to and approved by the director of health.	3749.02	Yes, state law	Yes, state law
3701-31-05(B)(4)	Shall	Notwithstanding paragraphs (B)(1) to (B)(3) of this rule, and except as otherwise provided in paragraph (B)(6) of this rule, for any project with a total cost of equipment and installation less than five thousand dollars, the fee shall be six hundred fifty-five dollars.	3749.02	Yes, state law	Yes, state law
3701-31-05(B)(10)	Shall	Notwithstanding paragraphs (B)(7) to (B)(9) of this rule, and except as otherwise provided in paragraph (B)(11) of this rule, for any project with a total cost of equipment and installation less than five thousand dollars, the fee shall be eight hundred thirty-two dollars.	3749.02	Yes, state law	Yes, state law
3701-31-05(B)(10)	Shall	Inspections to determine compliance with this paragraph shall be charged in accordance with the amount established in paragraph (B)(11) of this rule;	3749.02	Yes, state law	Yes, state law
3701-31-05(B)(11)	Shall	For each plan review inspection in excess of those indicated in paragraphs (B)(7) to (B)(9) of this rule, as applicable, that may be required under paragraph (H) of this rule, the fee shall be three hundred seventy-three dollars;	3749.02	Yes, state law	Yes, state law

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3701-31-05(B)(12)	Shall	Notwithstanding paragraphs (B)(7) to (B)(9) of this rule, in the case of replacement of each type equipment as specified in paragraph (C)(6) of this rule that is a substantial alteration, the fee shall be fifty dollars.	3749.02	Yes, state law	Yes, state law
3701-31-05(C)(6)(c)	Shall	All filter replacements shall be in accordance with paragraph (F)(5) of rule 3701-31-05.1 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-05(D)(1)	Shall	Plans for a project that are submitted to the director for review shall include the following items: Four complete sets of drawings and specifications, as required by paragraph (F) of this rule;	3749.02	Yes, state law	Yes, state law
3701-31-05(D)(2)	Shall	Plans for a project that are submitted to the director for review shall include the following items: Four copies of a data sheet form prescribed by the director that is signed by the designer of the public swimming pool.	3749.02	Yes, state law	Yes, state law
3701-31-05(D)(2)	Shall	The form also shall contain identifying information about the owner, the designer, and the contractor for the project and information about the location and dimensional design of the public swimming pool and its circulation system, gauges, disinfection and chemical feeding equipment, inlets, outlets, piping, plumbing, heating, lighting, and safety features;	3749.02	Yes, state law	Yes, state law
3701-31-05(D)(2)	Shall	The form also shall contain identifying information about the owner, the designer, and the contractor for the project and information about the location and dimensional design of the public swimming pool and its circulation system, gauges, disinfection and chemical feeding equipment, inlets, outlets, piping, plumbing, heating, lighting, and safety features;	3749.02	Yes, state law	Yes, state law

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3701-31-05(D)(2)	Shall	The form also shall contain identifying information about the owner, the designer, and the contractor for the project and information about the location and dimensional design of the public swimming pool and its circulation system, gauges, disinfection and chemical feeding equipment, inlets, outlets, piping, plumbing, heating, lighting, and safety features;	3749.02	Yes, state law	Yes, state law
3701-31-05(D)(2)	Shall	The form also shall contain identifying information about the owner, the designer, and the contractor for the project and information about the location and dimensional design of the public swimming pool and its circulation system, gauges, disinfection and chemical feeding equipment, inlets, outlets, piping, plumbing, heating, lighting, and safety features;	3749.02	Yes, state law	Yes, state law
3701-31-05(D)(2)	Shall	The form also shall contain identifying information about the owner, the designer, and the contractor for the project and information about the location and dimensional design of the public swimming pool and its circulation system, gauges, disinfection and chemical feeding equipment, inlets, outlets, piping, plumbing, heating, lighting, and safety features;	3749.02	Yes, state law	Yes, state law
3701-31-05(D)(2)	Shall	The form also shall contain identifying information about the owner, the designer, and the contractor for the project and information about the location and dimensional design of the public swimming pool and its circulation system, gauges, disinfection and chemical feeding equipment, inlets, outlets, piping, plumbing, heating, lighting, and safety features;	3749.02	Yes, state law	Yes, state law
3701-31-05(D)(2)	Shall	The form also shall contain identifying information about the owner, the designer, and the contractor for the project and information about the location and dimensional design of the public swimming pool and its circulation system, gauges, disinfection and chemical feeding equipment, inlets, outlets, piping, plumbing, heating, lighting, and safety features;	3749.02	Yes, state law	Yes, state law

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3701-31-05(D)(2)	Shall	The form also shall contain identifying information about the owner, the designer, and the contractor for the project and information about the location and dimensional design of the public swimming pool and its circulation system, gauges, disinfection and chemical feeding equipment, inlets, outlets, piping, plumbing, heating, lighting, and safety features;	3749.02	Yes, state law	Yes, state law
3701-31-05(D)(2)	Shall	The form also shall contain identifying information about the owner, the designer, and the contractor for the project and information about the location and dimensional design of the public swimming pool and its circulation system, gauges, disinfection and chemical feeding equipment, inlets, outlets, piping, plumbing, heating, lighting, and safety features;	3749.02	Yes, state law	Yes, state law
3701-31-05(D)(2)	Shall	The form also shall contain identifying information about the owner, the designer, and the contractor for the project and information about the location and dimensional design of the public swimming pool and its circulation system, gauges, disinfection and chemical feeding equipment, inlets, outlets, piping, plumbing, heating, lighting, and safety features;	3749.02	Yes, state law	Yes, state law
3701-31-05(D)(2)	Shall	The form also shall contain identifying information about the owner, the designer, and the contractor for the project and information about the location and dimensional design of the public swimming pool and its circulation system, gauges, disinfection and chemical feeding equipment, inlets, outlets, piping, plumbing, heating, lighting, and safety features;	3749.02	Yes, state law	Yes, state law
3701-31-05(D)(2)	Shall	The form also shall contain identifying information about the owner, the designer, and the contractor for the project and information about the location and dimensional design of the public swimming pool and its circulation system, gauges, disinfection and chemical feeding equipment, inlets, outlets, piping, plumbing, heating, lighting, and safety features;	3749.02	Yes, state law	Yes, state law

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3701-31-05(D)(2)	Shall	The form also shall contain identifying information about the owner, the designer, and the contractor for the project and information about the location and dimensional design of the public swimming pool and its circulation system, gauges, disinfection and chemical feeding equipment, inlets, outlets, piping, plumbing, heating, lighting, and safety features;	3749.02	Yes, state law	Yes, state law
3701-31-05(D)(2)	Shall	The form also shall contain identifying information about the owner, the designer, and the contractor for the project and information about the location and dimensional design of the public swimming pool and its circulation system, gauges, disinfection and chemical feeding equipment, inlets, outlets, piping, plumbing, heating, lighting, and safety features;	3749.02	Yes, state law	Yes, state law
3701-31-05(D)(2)	Shall	The form also shall contain identifying information about the owner, the designer, and the contractor for the project and information about the location and dimensional design of the public swimming pool and its circulation system, gauges, disinfection and chemical feeding equipment, inlets, outlets, piping, plumbing, heating, lighting, and safety features;	3749.02	Yes, state law	Yes, state law
3701-31-05(D)(2)	Shall	The form also shall contain identifying information about the owner, the designer, and the contractor for the project and information about the location and dimensional design of the public swimming pool and its circulation system, gauges, disinfection and chemical feeding equipment, inlets, outlets, piping, plumbing, heating, lighting, and safety features;	3749.02	Yes, state law	Yes, state law
3701-31-05(D)(3)	Shall	One copy of a completed plan review application form prescribed by the director that is signed by the designer.	3749.02	Yes, state law	Yes, state law
3701-31-05(D)(3)	Shall	The form also shall be signed by the owner of the public swimming pool or shall be accompanied by a letter signed by the owner authorizing the designer to submit plans to the director on the owner's behalf.	3749.02	Yes, state law	Yes, state law

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3701-31-05(D)(3)	Shall	The form shall identify the project type and location and the owner, designer, and contractor and shall provide for calculation of the plan approval fee;	3749.02	Yes, state law	Yes, state law
3701-31-05(D)(3)	Shall	The form shall identify the project type and location and the owner, designer, and contractor and shall provide for calculation of the plan approval fee;	3749.02	Yes, state law	Yes, state law
3701-31-05(D)(3)	Shall	The form shall identify the project type and location and the owner, designer, and contractor and shall provide for calculation of the plan approval fee;	3749.02	Yes, state law	Yes, state law
3701-31-05(D)(3)	Shall	The form shall identify the project type and location and the owner, designer, and contractor and shall provide for calculation of the plan approval fee;	3749.02	Yes, state law	Yes, state law
3701-31-05(D)(3)	Shall	The form shall identify the project type and location and the owner, designer, and contractor and shall provide for calculation of the plan approval fee;	3749.02	Yes, state law	Yes, state law
3701-31-05(D)(3)	Shall	The form shall identify the project type and location and the owner, designer, and contractor and shall provide for calculation of the plan approval fee;	3749.02	Yes, state law	Yes, state law
3701-31-05(D)(4)	Shall	In the case of any equipment replacement specified in paragraph (C)(6) of this rule at an existing public swimming pool, a plan review equipment replacement form, as prescribed by the director, shall be submitted to the director providing information identifying the public swimming pool, the owner and the person	3749.02	Yes, state law	Yes, state law

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		making the change, and clearly describes the equipment removed and the equipment installed.			
3701-31-05(D)(4)	Shall	In the case of any equipment replacement specified in paragraph (C)(6) of this rule at an existing public swimming pool, a plan review equipment replacement form, as prescribed by the director, shall be submitted to the director providing information identifying the public swimming pool, the owner and the person making the change, and clearly describes the equipment removed and the equipment installed.	3749.02	Yes, state law	Yes, state law
3701-31-05(D)(4)	Shall	In the case of any equipment replacement specified in paragraph (C)(6) of this rule at an existing public swimming pool, a plan review equipment replacement form, as prescribed by the director, shall be submitted to the director providing information identifying the public swimming pool, the owner and the person making the change, and clearly describes the equipment removed and the equipment installed.	3749.02	Yes, state law	Yes, state law
3701-31-05(D)(4)	Shall	In the case of any equipment replacement specified in paragraph (C)(6) of this rule at an existing public swimming pool, a plan review equipment replacement form, as prescribed by the director, shall be submitted to the director providing information identifying the public swimming pool, the owner and the person making the change, and clearly describes the equipment removed and the equipment installed.	3749.02	Yes, state law	Yes, state law
3701-31-05(D)(4)	Shall	In the case of any equipment replacement specified in paragraph (C)(6) of this rule at an existing public swimming pool, a plan review equipment replacement form, as prescribed by the director, shall be submitted to the director providing information identifying the public swimming pool, the owner and the person making the change, and clearly describes the equipment removed and the equipment installed.	3749.02	Yes, state law	Yes, state law

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3701-31-05(D)(4)	Shall	The appropriate fee shall be paid for all substantial alteration projects.	3749.02	Yes, state law	Yes, state law
3701-31-05(D)(4)	Shall	The information provided on the plan review equipment replacement form shall be accepted in lieu of the information required by paragraphs (D)(1) to (D)(3) of this rule unless the substantial alteration project contains additional plan review elements; and	3749.02	Yes, state law	Yes, state law
3701-31-05(D)(5)	Shall	A check or money order for all appropriate plan approval fees specified by paragraph (B) of this rule.	3749.02	Yes, state law	Yes, state law
3701-31-05(D)(5)	Shall	The check or money order shall be made payable to "Treasurer, State of Ohio."	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(1)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: A plot plan showing the location of the project, including a street address or other specific location, and the surrounding area, including elevations and a north arrow;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(1)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: A plot plan showing the location of the project, including a street address or other specific location, and the surrounding area, including elevations and a north arrow;	3749.02	Yes, state law	Yes, state law

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3701-31-05(F)(1)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: A plot plan showing the location of the project, including a street address or other specific location, and the surrounding area, including elevations and a north arrow;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(1)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: A plot plan showing the location of the project, including a street address or other specific location, and the surrounding area, including elevations and a north arrow;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(1)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: A plot plan showing the location of the project, including a street address or other specific location, and the surrounding area, including elevations and a north arrow;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(2)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: A vicinity map showing local roads and the location of the project with respect to major roads;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(2)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: A vicinity map showing local roads and the location of the project with respect to major roads;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(3)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Plan views and section views, drawn to scale and showing dimensions of the public swimming pool and including decks, walkways, piping (with sizes indicated), and the location of inlets and outlets;	3749.02	Yes, state law	Yes, state law

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3701-31-05(F)(3)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Plan views and section views, drawn to scale and showing dimensions of the public swimming pool and including decks, walkways, piping (with sizes indicated), and the location of inlets and outlets;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(3)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Plan views and section views, drawn to scale and showing dimensions of the public swimming pool and including decks, walkways, piping (with sizes indicated), and the location of inlets and outlets;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(3)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Plan views and section views, drawn to scale and showing dimensions of the public swimming pool and including decks, walkways, piping (with sizes indicated), and the location of inlets and outlets;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(3)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Plan views and section views, drawn to scale and showing dimensions of the public swimming pool and including decks, walkways, piping (with sizes indicated), and the location of inlets and outlets;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(3)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Plan views and section views, drawn to scale and showing dimensions of the public swimming pool and including decks, walkways, piping (with sizes indicated), and the location of inlets and outlets;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(3)	Shall	Plan views and section views, drawn to scale and showing dimensions of the public swimming pool and including decks, walkways, piping (with sizes indicated), and the location of inlets and outlets;	3749.02	Yes, state law	Yes, state law

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3701-31-05(F)(3)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Plan views and section views, drawn to scale and showing dimensions of the public swimming pool and including decks, walkways, piping (with sizes indicated), and the location of inlets and outlets;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(4)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Design plans for the circulation system and the disinfection and filtration equipment, including their location and description;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(4)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Design plans for the circulation system and the disinfection and filtration equipment, including their location and description;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(4)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Design plans for the circulation system and the disinfection and filtration equipment, including their location and description;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(4)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Design plans for the circulation system and the disinfection and filtration equipment, including their location and description;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(4)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Design plans for the circulation system and the disinfection and filtration equipment, including their location and description;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(5)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Plumbing schematic of the circulation system, disinfection system, and other required equipment;	3749.02	Yes, state law	Yes, state law

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3701-31-05(F)(5)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Plumbing schematic of the circulation system, disinfection system, and other required equipment;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(5)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Plumbing schematic of the circulation system, disinfection system, and other required equipment;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(6)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Descriptions of the materials used in construction of the public swimming pool, its finish and details of construction;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(6)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Descriptions of the materials used in construction of the public swimming pool, its finish and details of construction;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(6)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Descriptions of the materials used in construction of the public swimming pool, its finish and details of construction;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(7)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: The depths of the public swimming pool and the location of depth markings;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(7)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: The depths of the public swimming pool and the location of depth markings;	3749.02	Yes, state law	Yes, state law

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3701-31-05(F)(8)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: The locations of diving areas and descriptions or drawings of diving equipment;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(8)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: The locations of diving areas and descriptions or drawings of diving equipment;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(9)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: The location of starting blocks (platforms);	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(10)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: The locations of ladders, stairs, and ramps;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(10)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: The locations of ladders, stairs, and ramps;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(10)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: The locations of ladders, stairs, and ramps;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(11)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Descriptions and drawings of the perimeter barrier and methods of traffic control;	3749.02	Yes, state law	Yes, state law

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3701-31-05(F)(11)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Descriptions and drawings of the perimeter barrier and methods of traffic control;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(11)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Descriptions and drawings of the perimeter barrier and methods of traffic control;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(11)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Descriptions and drawings of the perimeter barrier and methods of traffic control;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(12)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Design plans for removing and disposing of backwash water from the filters;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(12)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Design plans for removing and disposing of backwash water from the filters;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(13)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: A description of the method of filling and emptying the public swimming pool, the source of the water for the public swimming pool and, if an on-site water treatment system will be used to meet the requirements of paragraph (D) of rule 3701-31-05.1 of the Administrative Code the drawings and specifications of the treatment system;	3749.02	Yes, state law	Yes, state law

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3701-31-05(F)(13)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: A description of the method of filling and emptying the public swimming pool, the source of the water for the public swimming pool and, if an on-site water treatment system will be used to meet the requirements of paragraph (D) of rule 3701-31-05.1 of the Administrative Code the drawings and specifications of the treatment system;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(13)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include:A description of the method of filling and emptying the public swimming pool, the source of the water for the public swimming pool and, if an on-site water treatment system will be used to meet the requirements of paragraph (D) of rule 3701-31-05.1 of the Administrative Code the drawings and specifications of the treatment system;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(13)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: A description of the method of filling and emptying the public swimming pool, the source of the water for the public swimming pool and, if an on-site water treatment system will be used to meet the requirements of paragraph (D) of rule 3701-31-05.1 of the Administrative Code the drawings and specifications of the treatment system;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(13)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: A description of the method of filling and emptying the public swimming pool, the source of the water for the public swimming pool and, if an on-site water treatment system will be used to meet the requirements of paragraph (D) of rule 3701-31-05.1 of the Administrative Code the drawings and specifications of the treatment system;	3749.02	Yes, state law	Yes, state law

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3701-31-05(F)(14)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: The location and content of signs;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(14)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: The location and content of signs;	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(15)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: The number and location of lifeguard chairs; and	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(15)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: The number and location of lifeguard chairs; and	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(16)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Design plans for the location of special features and all data and information relating to installation, safe use, and safe operation of the special features, including but not limited to manufacturer's instructions.	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(16)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Design plans for the location of special features and all data and information relating to installation, safe use, and safe operation of the special features, including but not limited to manufacturer's instructions.	3749.02	Yes, state law	Yes, state law

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3701-31-05(F)(16)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Design plans for the location of special features and all data and information relating to installation, safe use, and safe operation of the special features, including but not limited to manufacturer's instructions.	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(16)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Design plans for the location of special features and all data and information relating to installation, safe use, and safe operation of the special features, including but not limited to manufacturer's instructions.	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(16)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Design plans for the location of special features and all data and information relating to installation, safe use, and safe operation of the special features, including but not limited to manufacturer's instructions.	3749.02	Yes, state law	Yes, state law
3701-31-05(F)(16)	Shall	The drawings and specifications required to be submitted by paragraph (D)(1) of this rule for each project shall include: Design plans for the location of special features and all data and information relating to installation, safe use, and safe operation of the special features, including but not limited to manufacturer's instructions.	3749.02	Yes, state law	Yes, state law
3701-31-05(G)	Shall	Within thirty days of receiving plans for approval, the director shall act upon them in accordance with paragraph (C) of rule 3701-31-02 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-05(G)(2)	Shall	The director shall issue a letter of approval to the owner and a copy shall be issued to the licensor that the plans have been approved.	3749.02	Yes, state law	Yes, state law

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3701-31-05(G)(2)	Shall	The director shall issue a letter of approval to the owner and a copy shall be issued to the licensor that the plans have been approved.	3749.02	Yes, state law	Yes, state law
3701-31-05(G)(2)(a)	Shall	A plan approval issued by the director shall be valid for two years in accordance with paragraph (C)(3)(a) of rule 3701-31-02 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-05(G)(2)(b)	Shall	An extension of the plan approval period shall be in accordance with paragraph (C)(3)(b) of rule 3701-31-02 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-05(G)(2)(c)	Shall	The person to whom a plan approval is transferred shall comply with the requirements of paragraph (C)(3)(e) of rule 3701-31-02 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-05(G)(2)(d)	Shall	Except as provided in paragraphs (C)(1) of rule 3701-31-02 or paragraph (E) of rule 3701-31-05 of the Administrative Code, construction, installation or other substantial alteration of a public swimming pool shall be performed in accordance with the plans as approved by the director under section 3749.03 of the Revised Code, under rules 3701-31-05 and 3701-31-05.1 of the Administrative Code and any variances granted by the director under paragraph (C)(1) of rule 3701-31-02 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-05(G)(2)(d)	Shall	Except as provided in paragraphs (C)(1) of rule 3701-31-02 or paragraph (E) of rule 3701-31-05 of the Administrative Code, construction, installation or other substantial alteration of a public swimming pool shall be performed in accordance with the plans as approved by the director under section 3749.03 of the Revised	3749.02	Yes, state law	Yes, state law

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		Code, under rules 3701-31-05 and 3701-31-05.1 of the Administrative Code and any variances granted by the director under paragraph (C)(1) of rule 3701-31-02 of the Administrative Code.			
3701-31-05(G)(2)(d)	Shall	Except as provided in paragraphs (C)(1) of rule 3701-31-02 or paragraph (E) of rule 3701-31-05 of the Administrative Code, construction, installation or other substantial alteration of a public swimming pool shall be performed in accordance with the plans as approved by the director under section 3749.03 of the Revised Code, under rules 3701-31-05 and 3701-31-05.1 of the Administrative Code and any variances granted by the director under paragraph (C)(1) of rule 3701-31-02 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-05(G)(2)(e)	Shall not	Plan approvals issued under this rule shall not constitute an exemption from the land use and building requirements of the political subdivision in which the public swimming pool is or is to be located.	3749.02	Yes, state law	Yes, state law
3701-31-05(G)(2)(e)	Shall not	Plan approvals issued under this rule shall not constitute an exemption from the land use and building requirements of the political subdivision in which the public swimming pool is or is to be located.	3749.02	Yes, state law	Yes, state law
3701-31-05(G)(2)(e)	Shall not	Plan approvals issued under this rule shall not constitute an exemption from the land use and building requirements of the political subdivision in which the public swimming pool is or is to be located.	3749.02	Yes, state law	Yes, state law
3701-31-05(G)(4)	Shall	Amended plans shall be in accordance with paragraph (C)(3)(d) of rule 3701-31-02 of the Administrative Code.	3749.02	Yes, state law	Yes, state law

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3701-31-05(H)	Shall	A person requesting a construction inspection shall contact the director.	3749.02	Yes, state law	Yes, state law
3701-31-05(H)	Shall	The director or a licensor authorized by the director shall have two working days from the time notification is received that a public swimming pool is ready for an inspection to verify the construction or alterations.	3749.02	Yes, state law	Yes, state law
3701-31-05(H)(1)	Shall	Two or more inspections shall be conducted to verify that the construction or alterations are consistent with the approved plans.	3749.02	Yes, state law	Yes, state law
3701-31-05(H)(1)	Shall	The inspections shall be conducted as follows:	3749.02	Yes, state law	Yes, state law
3701-31-05(H)(1)	Shall	If necessary one or more rough inspections shall be conducted before concrete or fill is placed to verify that all of the piping, inlets, skimmers or gutters, and drains in and to the public swimming pool and surrounding area were installed in accordance with the approved plans.	3749.02	Yes, state law	Yes, state law
3701-31-05(H)(1)	Shall	If necessary one or more rough inspections shall be conducted before concrete or fill is placed to verify that all of the piping, inlets, skimmers or gutters, and drains in and to the public swimming pool and surrounding area were installed in accordance with the approved plans.	3749.02	Yes, state law	Yes, state law
3701-31-05(H)(1)	Shall	If necessary one or more rough inspections shall be conducted before concrete or fill is placed to verify that all of the piping, inlets, skimmers or gutters, and drains in and to the public	3749.02	Yes, state law	Yes, state law

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		swimming pool and surrounding area were installed in accordance with the approved plans.			
3701-31-05(H)(1)	Shall	If necessary one or more rough inspections shall be conducted before concrete or fill is placed to verify that all of the piping, inlets, skimmers or gutters, and drains in and to the public swimming pool and surrounding area were installed in accordance with the approved plans.	3749.02	Yes, state law	Yes, state law
3701-31-05(H)(1)	Shall	If necessary one or more rough inspections shall be conducted before concrete or fill is placed to verify that all of the piping, inlets, skimmers or gutters, and drains in and to the public swimming pool and surrounding area were installed in accordance with the approved plans.	3749.02	Yes, state law	Yes, state law
3701-31-05(H)(1)	Shall	If necessary one or more rough inspections shall be conducted before concrete or fill is placed to verify that all of the piping, inlets, skimmers or gutters, and drains in and to the public swimming pool and surrounding area were installed in accordance with the approved plans.	3749.02	Yes, state law	Yes, state law
3701-31-05(H)(1)	Shall	If necessary one or more rough inspections shall be conducted before concrete or fill is placed to verify that all of the piping, inlets, skimmers or gutters, and drains in and to the public swimming pool and surrounding area were installed in accordance with the approved plans.	3749.02	Yes, state law	Yes, state law
3701-31-05(H)(1)(a)	Shall	More than one inspection shall be conducted if the piping, inlets, skimmers or gutters, or drains are installed in phases.	3749.02	Yes, state law	Yes, state law

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3701-31-05(H)(1)(a)	Shall	More than one inspection shall be conducted if the piping, inlets, skimmers or gutters, or drains are installed in phases.	3749.02	Yes, state law	Yes, state law
3701-31-05(H)(1)(a)	Shall	More than one inspection shall be conducted if the piping, inlets, skimmers or gutters, or drains are installed in phases.	3749.02	Yes, state law	Yes, state law
3701-31-05(H)(1)(a)	Shall	More than one inspection shall be conducted if the piping, inlets, skimmers or gutters, or drains are installed in phases.	3749.02	Yes, state law	Yes, state law
3701-31-05(H)(1)(b)	Shall	A final inspection shall be conducted when the public swimming pool is complete and ready to be placed in operation.	3749.02	Yes, state law	Yes, state law
3701-31-05(H)(1)(b)	Shall	A final inspection shall be conducted when the public swimming pool is complete and ready to be placed in operation.	3749.02	Yes, state law	Yes, state law
3701-31-05(H)(2)	Shall	Upon completion of the final plan verification construction inspection the director shall issue a letter to the licenser notifying them that the plan approval process is complete and that the project is ready for licensure (new construction) or operation (substantial alterations or equipment replacements).	3749.02	Yes, state law	Yes, state law
3701-31-05.1(A)	Shall	The design requirements set forth by this rule shall apply to any newly constructed, substantially altered public swimming pool, or an existing unlicensed public swimming pool.	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(A)	Shall	The design requirements set forth by this rule shall apply to any newly constructed, substantially altered public swimming pool, or an existing unlicensed public swimming pool.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(A)	Shall	The design requirements set forth by this rule shall apply to any newly constructed, substantially altered public swimming pool, or an existing unlicensed public swimming pool.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(A)	Shall	All plans for new or substantially altered public swimming pools shall be submitted for review in accordance with rule 3701-31-05 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(A)	Shall	All plans for new or substantially altered public swimming pools shall be submitted for review in accordance with rule 3701-31-05 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(B)	Shall	The shape, dimensional design, and other features of a public swimming pool and the surrounding area shall be designed to ensure that the circulation of water and the safety of the patrons of the pool are not impaired.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(B)	Shall	The shape, dimensional design, and other features of a public swimming pool and the surrounding area shall be designed to ensure that the circulation of water and the safety of the patrons of the pool are not impaired.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(B)	Shall	The shape, dimensional design, and other features of a public swimming pool and the surrounding area shall be designed to ensure that the circulation of water and the safety of the patrons of the pool are not impaired.	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(B)	Shall	The shape, dimensional design, and other features of a public swimming pool and the surrounding area shall be designed to ensure that the circulation of water and the safety of the patrons of the pool are not impaired.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(B)	Shall	The shape, dimensional design, and other features of a public swimming pool and the surrounding area shall be designed to ensure that the circulation of water and the safety of the patrons of the pool are not impaired.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(B)	Shall	The shape, dimensional design, and other features of a public swimming pool and the surrounding area shall be designed to ensure that the circulation of water and the safety of the patrons of the pool are not impaired.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(C)	Shall	The construction materials for any public swimming pool shall be constructed of materials which are inert, non-toxic to humans, impervious, and capable of withstanding the design stresses.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(C)	Shall	The construction materials for any public swimming pool shall be constructed of materials which are inert, non-toxic to humans, impervious, and capable of withstanding the design stresses.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(C)	Shall	The construction materials for any public swimming pool shall be constructed of materials which are inert, non-toxic to humans, impervious, and capable of withstanding the design stresses.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(C)	Shall	The construction materials for any public swimming pool shall be constructed of materials which are inert, non-toxic to humans, impervious, and capable of withstanding the design stresses.	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(C)(1)	Shall	The public swimming pool structure shall be an impervious water tight tank with cleanable surfaces.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(C)(1)(a)	Shall not	Vinyl liners shall not be used as the primary or initial construction material on new public swimming pools to ensure the public swimming pool is impervious.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(C)(1)(b)	Shall	The interior surfaces of public swimming pools shall be painted white unless the color is approved by the director.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(C)(1)(b)(i)	Shall not	Lane lines shall not exceed twelve inches wide unless painted in accordance with the applicable competitive standard.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(C)(1)(b)(ii)	Must	Logos applied to the bottom of a public swimming pool must be submitted to the director for approval prior to their application on the public swimming pool surface.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(C)(2)	Shall	All piping shall be rigid PVC meeting ASTM F441/F441M-99 or equivalent and replacement pipe shall be of equal or greater size.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(C)(2)	Shall	All piping shall be rigid PVC meeting ASTM F441/F441M-99 or equivalent and replacement pipe shall be of equal or greater size.	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(D)	Shall	The water supply to a public swimming pool shall meet the applicable drinking water quality standards of Chapter 3745-81 or Chapter 3701-28 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(E)	Shall	The water supply system of a public swimming pool shall be protected against cross-connection in accordance with Chapter 3745-95 and Section 608 of the Ohio Plumbing Code, rule 4101:3-6-01 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(E)(1)	Shall	The discharge of any water from a public swimming pool shall be in accordance with the requirements of the Ohio environmental protection agency.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(E)(1)(a)	Shall	The licensee shall have on site the equipment necessary for complete removal of the water from a public spa.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(E)(2)	Shall	An adequately sized floor sump or oversized drainage standpipe shall be provided with an air gap to receive back wash and public swimming pool drainage flow.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(E)(2)	Shall	An adequately sized floor sump or oversized drainage standpipe shall be provided with an air gap to receive back wash and public swimming pool drainage flow.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(E)(2)	Shall	The sump or standpipe shall discharge to a sanitary sewer unless otherwise approved by the Ohio environmental protection agency.	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(E)(3)	Shall	Floor areas shall be designed to provide drainage to a floor drain or a sump to avoid any possible drainage into open filters or pump pits and to prevent the accumulation of any standing water in the vicinity of electrical equipment and other areas.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(E)(3)	Shall	Floor areas shall be designed to provide drainage to a floor drain or a sump to avoid any possible drainage into open filters or pump pits and to prevent the accumulation of any standing water in the vicinity of electrical equipment and other areas.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(E)(4)	Shall not	Condensate water from dehumidifiers, air conditioning, or other air handling equipment shall not be added to public swimming pool water.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(E)(4)	Shall not	Condensate water from dehumidifiers, air conditioning, or other air handling equipment shall not be added to public swimming pool water.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(E)(4)	Shall not	Condensate water from dehumidifiers, air conditioning, or other air handling equipment shall not be added to public swimming pool water.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)	Shall	Each public swimming pool shall have a circulation system as defined in paragraph (C) of rule 3701-31-01 of the Administrative Code and other necessary equipment that the director or the licenser, as applicable depending upon whether licensure or plan approval is at issue, determines can clarify and disinfect the water of the public swimming pool adequately.	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(F)	Shall	Each public swimming pool shall have a circulation system as defined in paragraph (C) of rule 3701-31-01 of the Administrative Code and other necessary equipment that the director or the licensor, as applicable depending upon whether licensure or plan approval is at issue, determines can clarify and disinfect the water of the public swimming pool adequately.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)	Shall	Each public swimming pool shall have a circulation system as defined in paragraph (C) of rule 3701-31-01 of the Administrative Code and other necessary equipment that the director or the licensor, as applicable depending upon whether licensure or plan approval is at issue, determines can clarify and disinfect the water of the public swimming pool adequately.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)	Shall	Each public swimming pool shall have a circulation system as defined in paragraph (C) of rule 3701-31-01 of the Administrative Code and other necessary equipment that the director or the licensor, as applicable depending upon whether licensure or plan approval is at issue, determines can clarify and disinfect the water of the public swimming pool adequately.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(1)	Shall	The circulation system for a public swimming pool shall be designed to operate continuously.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(1)	Shall	Water in a public swimming pool shall be circulated and filtered completely in accordance with the following turnover rates, as applicable, or as allowed by the licensor for existing public swimming pools:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(1)	Shall	Water in a public swimming pool shall be circulated and filtered completely in accordance with the following turnover rates, as applicable, or as allowed by the licensor for existing public swimming pools:	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(F)(1)(a)	Shall	For public swimming pools at least once every eight hours.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(1)(b)	Shall	For wading pools at least once every two hours.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(1)(c)	Shall	For spas at least once every thirty minutes.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(1)(d)	Shall	Turnover rates for special use pools shall be as follows:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(1)(d)(i)	Shall	For spray grounds the circulation turnover rate within the mixing holding tank shall be no more than thirty minutes.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(1)(d)(ii)	Shall	For special use pools of twenty-four inches or less in average depth, the turnover rate shall be at least every two hours.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(1)(d)(iii)	Shall	For special use pools between twenty-four and thirty-six inches in depth, the turnover rate shall be at least every three hours.	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(F)(1)(d)(iv)	Shall	For special use pools of more than thirty-six inches average depth, the turnover rate shall be at least every four hours.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(1)(d)(iv)	Shall	When less than twenty per cent of a public swimming pool's surface area is devoted to special feature use, the turnover rate shall be at least every five hours.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(2)	Shall	A means of determining rate-of-flow shall be properly installed and maintained on all public swimming pools, special features and jet pumps so that the rate of flow can be accurately determined and easily observed. One of the following methods to measure flow shall be used:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(2)	Shall	A means of determining rate-of-flow shall be properly installed and maintained on all public swimming pools, special features and jet pumps so that the rate of flow can be accurately determined and easily observed. One of the following methods to measure flow shall be used:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(2)	Shall	A means of determining rate-of-flow shall be properly installed and maintained on all public swimming pools, special features and jet pumps so that the rate of flow can be accurately determined and easily observed. One of the following methods to measure flow shall be used:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(2)(a)	Shall	A flow meter; or	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(F)(2)(b)	Shall	A pump curve specific for the pump and impellor.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(2)(b)	Shall	A pump curve specific for the pump and impellor.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(2)(b)	Shall	The pump curve shall be conspicuously posted in the filter room and shall be marked up to display the formula or means for calculating the gauge readings into the total dynamic head (TDH) and the flow in gallons per minute (gpm).	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(2)(b)	Shall	The pump curve shall be conspicuously posted in the filter room and shall be marked up to display the formula or means for calculating the gauge readings into the total dynamic head (TDH) and the flow in gallons per minute (gpm).	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(2)(b)	Shall	The pump curve shall be conspicuously posted in the filter room and shall be marked up to display the formula or means for calculating the gauge readings into the total dynamic head (TDH) and the flow in gallons per minute (gpm).	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(2)(b)	Shall	A functional compound gauge shall be installed on the suction side of the pump, at or near the hair and lint strainer.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(2)(b)	Shall	A functional pressure gauge shall be installed on the pressure side of a pump, at or near the impellor housing;	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(F)(3)	Shall	The throttle valve shall be tagged to denote the maximum and minimum allowable flow.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(3)	Shall	The throttle valve shall be tagged to denote the maximum and minimum allowable flow.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(4)	Shall	Pumps shall be installed to operate according to the intended design of the public swimming pool or special feature.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(4)(a)	Shall	All replacement components shall be installed in accordance with the manufacturer's specifications.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(4)(b)	Shall	A circulation pump shall be capable of providing one hundred ten per cent of the minimum required flow in paragraph (F)(1) of this rule.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(4)(c)	Shall	A hair and lint strainer shall be provided for all circulation pumps, except for vacuum diatomaceous earth (DE) filters.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(5)	Shall	Filters shall be installed to operate according to the intended design of the public swimming pool and at one hundred ten per cent of the required turnover rates in paragraph (F)(1) of this rule.	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(F)(5)	Shall	A pressure or vacuum gauge or gauges, appropriate to the type of filter, shall be provided.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(6)	Shall	Disinfection feeders shall provide the minimum disinfection required in rule (D)(6) of paragraph 3701-31-04 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(6)	Shall	pH feeders shall be able to maintain the pH level of the water as required in paragraph (C)(2) of rule 3701-31-04 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(7)	Shall	Automatic chemical controllers shall comply with the requirements in paragraph (D)(7) of rule 3701-31-04 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(7)	Shall	All installations of automatic chemical controllers shall be accompanied with the installation of pH adjustment equipment.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(8)	Shall	All public swimming pools shall have return inlets that are adequate in design, number and location to ensure effective distribution of treated water and maintenance of uniform disinfectant residual throughout the public swimming pool.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(8)	Shall	All public swimming pools shall have return inlets that are adequate in design, number and location to ensure effective distribution of treated water and maintenance of uniform disinfectant residual throughout the public swimming pool.	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(F)(8)	Shall	All public swimming pools shall have return inlets that are adequate in design, number and location to ensure effective distribution of treated water and maintenance of uniform disinfectant residual throughout the public swimming pool.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(8)	Shall	All public swimming pools shall have return inlets that are adequate in design, number and location to ensure effective distribution of treated water and maintenance of uniform disinfectant residual throughout the public swimming pool.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(9)	Shall	All public swimming pools shall have a functional overflow system to skim the surface of the water to remove floating debris.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(9)	Shall	The overflow system shall include adequate surge capacity to maintain the water level of the public swimming pool	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(9)	Shall	Modulation valves or equivalent shall be installed on all surge capacity tanks.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(9)	Shall	Any alteration to an overflow system is considered a substantial alteration and shall be submitted for plan review.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(9)	Shall	All public swimming pools shall have one of the following overflow systems as appropriate to the design of the public swimming pool:	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(F)(9)(a)	Shall	A gutter system that shall extend completely around the perimeter of the public swimming pool and be designed for continuous removal of water from the public swimming pool's upper surface at a rate of not less than one hundred per cent of the circulation flow.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(9)(a)	Shall	A gutter system that shall extend completely around the perimeter of the public swimming pool and be designed for continuous removal of water from the public swimming pool's upper surface at a rate of not less than one hundred per cent of the circulation flow.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(9)(a)(i)	Shall	The gutter system shall include the following components: Outlets;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(9)(a)(ii)	Shall	The gutter system shall include the following components: Drop boxes, or converters as appropriate; and	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(9)(a)(iii)	Shall	The gutter system shall include the following components: Return piping designed to handle one hundred per cent of the circulation rate without back up into the public swimming pool.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(9)(b)	Shall	A skimmer system which shall be limited to public swimming pools with widths of fifty feet or less at the narrowest point, except that bottom inlets shall be installed in public swimming pools with widths between forty and fifty feet.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(9)(b)	Shall	At least one skimmer shall be provided for every five hundred square feet of surface area or fraction thereof.	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(F)(9)(b)	Shall	The skimmers shall be equipped with control valves and located so as to provide effective skimming of the entire water surface.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(9)(b)	Shall	The skimmers shall be equipped with control valves and located so as to provide effective skimming of the entire water surface.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(10)	Shall	All main drain/suction outlets shall have boxes/sumps compliant with ANSI/ASME A112.19.8-2007.	3749.02	Yes, both state and federal law	Yes, both state and federal law
3701-31-05.1(F)(10)	Shall	Outlets shall be one of the following:	3749.02	Yes, both state and federal law	Yes, both state and federal law
3701-31-05.1(F)(10)(a)	Shall	Gravity flow: or	3749.02	Yes, both state and federal law	Yes, both state and federal law
3701-31-05.1(F)(10)(b)	Shall	All public swimming pools, spa jets, water slides, and water attractions designed for direct suction shall have:	3749.02	Yes, both state and federal law	Yes, both state and federal law
3701-31-05.1(F)(10)(b)	Shall	All public swimming pools, spa jets, water slides, and water attractions designed for direct suction shall have:	3749.02	Yes, both state and federal law	Yes, both state and federal law

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3701-31-05.1(F)(10)(b)	Shall	All public swimming pools, spa jets, water slides, and water attractions designed for direct suction shall have:	3749.02	Yes, both state and federal law	Yes, both state and federal law
3701-31-05.1(F)(10)(b)	Shall	All public swimming pools, spa jets, water slides, and water attractions designed for direct suction shall have:	3749.02	Yes, both state and federal law	Yes, both state and federal law
3701-31-05.1(F)(10)(b)(i)	Shall	At least two outlets, or	3749.02	Yes, both state and federal law	Yes, both state and federal law
3701-31-05.1(F)(10)(b)(ii)	Shall	An unblockable outlet.	3749.02	Yes, both state and federal law	Yes, both state and federal law
3701-31-05.1(F)(11)	Shall	All outlet systems shall have outlet covers that meet ANSI/ASME A112.19.8-2007.	3749.02	Yes, both state and federal law	Yes, both state and federal law
3701-31-05.1(F)(11)(a)	Shall	All field fabricated outlet boxes/sumps and covers shall be certified by a professional engineer registered in Ohio that they are in compliance with ANSI/ASME A112.19.8-2007.	3749.02	Yes, both state and federal law	Yes, both state and federal law
3701-31-05.1(F)(11)(a)	Shall	All field fabricated outlet boxes/sumps and covers shall be certified by a professional engineer registered in Ohio that they are in compliance with ANSI/ASME A112.19.8-2007.	3749.02	Yes, both state and federal law	Yes, both state and federal law

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3701-31-05.1(F)(11)(b)	Shall	Unblockable outlet cover that is greater than eighteen inches by twenty-three inches.	3749.02	Yes, both state and federal law	Yes, both state and federal law
3701-31-05.1(F)(11)(c)	Shall	Each outlet cover shall have the capacity to handle one hundred percent of the circulation flow as listed for compliance with ANSI/ASME A112.19.8-2007.	3749.02	Yes, both state and federal law	Yes, both state and federal law
3701-31-05.1(F)(11)(d)	Shall	Suction piping shall be designed to pull equally from an outlet box/sump.	3749.02	Yes, both state and federal law	Yes, both state and federal law
3701-31-05.1(F)(11)(e)	Shall	The adjacent edges of outlet covers shall be a minimum of three feet apart.	3749.02	Yes, both state and federal law	Yes, both state and federal law
3701-31-05.1(F)(11)(f)	Shall	Outlet covers in any public swimming pool twenty-four inches in depth or less shall be a minimum of twelve inches by twelve inches in size.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(11)(g)	Shall	At least one outlet shall be located in the deepest area of a public swimming pool.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(11)(g)	Shall	For spa circulation systems at least one outlet shall be installed on the floor.	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(F)(11)(h)	Shall	Skimmer equalizer line outlets or other suction outlets, such as pool vacuum lines shall be fitted with compliant covers.	3749.02	Yes, both state and federal law	Yes, both state and federal law
3701-31-05.1(F)(11)(i)	Shall	All outlet covers shall be installed in such a way that they cannot be removed without tools.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(12)	Shall	All equipment shall be used in the manner intended by the manufacturer.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(12)	Shall	The manufacturer and model number for all equipment shall either be on the equipment label or on documentation on file.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(12)	Shall	The following equipment shall have legible and conspicuous labels or other documentation on file:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(12)	Shall	The following equipment shall have legible and conspicuous labels or other documentation on file:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(12)(a)	Shall	In addition to the manufacturer and model number all filters shall have the following information:	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(F)(12)(a)(i)	Shall	In addition to the manufacturer and model number all filters shall have the following information: The filter area size in square feet;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(12)(a)(ii)	Shall	In addition to the manufacturer and model number all filters shall have the following information: The filtration rate per the listing agency in gpm/sf;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(12)(a)(iii)	Shall	In addition to the manufacturer and model number all filters shall have the following information: The maximum allowable filter flow in gpm; and	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(12)(a)(iv)	Shall	In addition to the manufacturer and model number all filters shall have the following information: Custom built vacuum diatomaceous earth filters shall provide the date of construction/installation.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(12)(a)(iv)	Shall	In addition to the manufacturer and model number all filters shall have the following information: Custom built vacuum diatomaceous earth filters shall provide the date of construction/installation.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(12)(c)	Shall	The chemical feed rate shall also be provided;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(12)(d)	Shall	The following equipment shall have legible and conspicuous labels or other documentation on file: Automatic chemical controllers;	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(F)(12)(e)	Shall	The following equipment shall have legible and conspicuous labels or other documentation on file: All skimmers, filters and disinfectant feeders shall be approved and listed by national sanitation foundation (NSF) or another organization that approves equipment used for public swimming pools;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(12)(e)	Shall	The following equipment shall have legible and conspicuous labels or other documentation on file: All skimmers, filters and disinfectant feeders shall be approved and listed by national sanitation foundation (NSF) or another organization that approves equipment used for public swimming pools;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(12)(e)	Shall	The following equipment shall have legible and conspicuous labels or other documentation on file: All skimmers, filters and disinfectant feeders shall be approved and listed by national sanitation foundation (NSF) or another organization that approves equipment used for public swimming pools;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(12)(e)	Shall	The following equipment shall have legible and conspicuous labels or other documentation on file: All skimmers, filters and disinfectant feeders shall be approved and listed by national sanitation foundation (NSF) or another organization that approves equipment used for public swimming pools;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(12)(e)	Shall	The following equipment shall have legible and conspicuous labels or other documentation on file: All skimmers, filters and disinfectant feeders shall be approved and listed by national sanitation foundation (NSF) or another organization that approves equipment used for public swimming pools;	3750.02	Yes, state law	Yes, state law
3701-31-05.1(F)(12)(e)	Shall	The following equipment shall have legible and conspicuous labels or other documentation on file: All skimmers, filters and disinfectant feeders shall be approved and listed by national sanitation foundation (NSF) or another organization that approves equipment used for public swimming pools;	3751.02	Yes, state law	Yes, state law

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3701-31-05.1(F)(12)(f)	Shall	The following equipment shall have legible and conspicuous labels or other documentation on file: Outlet covers.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(12)(g)	Shall	The following equipment shall have legible and conspicuous labels or other documentation on file: Slides and other special features.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(12)(g)	Shall	The following equipment shall have legible and conspicuous labels or other documentation on file: Slides and other special features.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(F)(13)	Shall	All such equipment shall be enclosed in such a manner as to be accessible only to authorized persons and not to bathers.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(G)	Shall	The depths of all public swimming pools shall be as follows:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(G)(1)	Shall not	From the effective date of this rule, the minimum depth of a public swimming pool shall not be less than thirty-six inches (except for wading pools, zero depth entry areas and ramps less than six feet wide).	3749.02	Yes, state law	Yes, state law
3701-31-05.1(G)(2)	Shall	Spa. The maximum water depth shall be four feet.	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(G)(3)	Shall	Wading pool. The maximum water depth shall be twenty-four inches.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(H)	Shall	Depth markers, deck warnings, and other signs shall be installed as follows:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(H)	Shall	Depth markers, deck warnings, and other signs shall be installed as follows:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(H)	Shall	Depth markers, deck warnings, and other signs shall be installed as follows:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(H)(1)(a)	Shall	The depth of water at a public swimming pool shall be marked at:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(H)(1)(a)(i)	Shall	Maximum and minimum points; and	3749.02	Yes, state law	Yes, state law
3701-31-05.1(H)(1)(a)(ii)	Shall	The points of break between the deep and shallow portions of a public swimming pool and at intermediate points.	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(H)(1)(b)	Shall	Special use pools with zero depth entrances shall have the entrance marked "Zero Depth", zero feet or zero inches.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(H)(1)(d)	Shall not	Deck markers shall not be spaced more than twenty-five feet apart as measured along the perimeter wall of a public swimming pool and shall be placed:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(H)(1)(d)(i)	Shall	shall be placed: On top of the deck; and	3749.02	Yes, state law	Yes, state law
3701-31-05.1(H)(1)(d)(ii)	Shall	shall be placed: Within two feet of the water's edge or within six inches of the back of the gutter;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(H)(1)(e)	Shall	Depth markers shall reflect the water depth to the nearest six inch or one-half foot increment.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(H)(1)(f)	Shall	Depth marking numerals shall be plainly marked, at least four inches in size and of a color that contrasts with the background.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(H)(1)(g)	Shall	The units of measure to denote the water depth shall be spelled out in feet and inches and may be abbreviated as: ft or in.	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(H)(1)(h)	Shall	All deck markings shall have slip resistant surfaces.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(H)(1)(i)	Shall	A minimum of two depth markings per public spa, wading pool or zero entry pool shall be provided;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(H)(1)(i)	Shall	A minimum of two depth markings per public spa, wading pool or zero entry pool shall be provided;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(H)(1)(i)	Shall	A minimum of two depth markings per public spa, wading pool or zero entry pool shall be provided;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(I)	Shall	The walls and floors of public swimming pools and special use pools shall comply with the following requirements:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(I)	Shall	The walls and floors of public swimming pools and special use pools shall comply with the following requirements:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(I)	Shall	The walls and floors of public swimming pools and special use pools shall comply with the following requirements:	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(I)	Shall	The walls and floors of public swimming pools and special use pools shall comply with the following requirements:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(I)(1)	Shall not	The walls of a public swimming pool shall not slope more than one horizontal to five vertical (eleven degrees from vertical) for at least three feet below the water level, below which the walls may either curve to the bottom with a radius not greater than the difference between the depth at that point and three feet, or be sloped.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(I)(1)	Shall	For public swimming pools less than six feet deep, the walls shall slope no more than two horizontal to five vertical (twenty-two degrees from vertical).	3749.02	Yes, state law	Yes, state law
3701-31-05.1(I)(2)	Shall not	The floor in the shallow end of all public swimming pools shall not slope more than ten horizontal to one vertical.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(I)(2)	Shall not	For wading pools and zero depth entry areas, the floor shall not slope more than twelve horizontal to one vertical.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(I)(2)	Shall not	For wading pools and zero depth entry areas, the floor shall not slope more than twelve horizontal to one vertical.	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(J)	Shall	Newly constructed or substantially altered public swimming pools shall have a means of ingress and egress as follows:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(J)	Shall	Newly constructed or substantially altered public swimming pools shall have a means of ingress and egress as follows:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(J)(1)	Shall	Recessed steps, ladders or stairs all with handrails at the following locations:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(J)(1)	Shall	Recessed steps, ladders or stairs all with handrails at the following locations:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(J)(1)	Shall	Recessed steps, ladders or stairs all with handrails at the following locations:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(J)(1)(a)	Shall	At the shallow and deep ends of the public swimming pool; and	3749.02	Yes, state law	Yes, state law
3701-31-05.1(J)(1)(a)	Shall	At the shallow and deep ends of the public swimming pool; and	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(J)(1)(b)	Shall	On both sides of the public swimming pool when the public swimming pool is greater than thirty feet wide and every seventy-five linear feet.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(J)(3)	Shall	The edge of hand rails shall extend over the water to within eighteen inches of the vertical plane of the bottom step's riser;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(J)(4)	Shall	Stairs shall be uniform in design, as follows:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(J)(4)(a)	Shall not	Risers shall be not more than twelve inches;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(J)(4)(b)	Shall	Treads shall be greater than or equal to eleven inches; and	3749.02	Yes, state law	Yes, state law
3701-31-05.1(J)(4)(c)	Shall	Tread widths shall be greater than or equal to twenty-four inches.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(J)(5)	Shall	Ramps or any other means of ingress or egress furnished in public swimming pools shall be accessible to physically handicapped or disabled individuals and shall comply with public law 101-336, 28 CFR parts 35 and 36, known as the Americans with Disabilities Act of 1990, as amended.	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(J)(5)	Shall	Ramps or any other means of ingress or egress furnished in public swimming pools shall be accessible to physically handicapped or disabled individuals and shall comply with public law 101-336, 28 CFR parts 35 and 36, known as the Americans with Disabilities Act of 1990, as amended.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(J)(5)	Shall	Any access ramp shall enter into the shallow end of a public swimming pool.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(K)(1)	Shall	Diving areas and equipment shall comply with the requirements in this rule and with the design standards of the "Federation Internationale de Natation Amateur," the "National Collegiate Athletic Association," the "United States Diving Incorporated" or for high schools, the "National Federation of State High School Associations."	3749.02	Yes, state law	Yes, state law
3701-31-05.1(K)(1)	Shall	Diving areas and equipment shall comply with the requirements in this rule and with the design standards of the "Federation Internationale de Natation Amateur," the "National Collegiate Athletic Association," the "United States Diving Incorporated" or for high schools, the "National Federation of State High School Associations."	3749.02	Yes, state law	Yes, state law
3701-31-05.1(K)(1)	Shall	All diving stands, boards shall be of substantial construction and of sufficient structural strength to safely carry the maximum anticipated loads with the following requirements:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(K)(1)	Shall	All diving stands, boards shall be of substantial construction and of sufficient structural strength to safely carry the maximum anticipated loads with the following requirements:	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(K)(1)	Shall	All diving stands, boards shall be of substantial construction and of sufficient structural strength to safely carry the maximum anticipated loads with the following requirements:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(K)(1)(a)	Shall	Steps shall be of corrosion-resistant materials, easily cleanable and of non-slip design.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(K)(1)(a)	Shall	Steps shall be of corrosion-resistant materials, easily cleanable and of non-slip design.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(K)(1)(a)	Shall	Steps shall be of corrosion-resistant materials, easily cleanable and of non-slip design.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(K)(1)(a)	Shall	Step treads shall be self-draining.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(K)(1)(b)	Shall	Handrails/side rails shall be provided at all steps and ladders leading to diving boards more than one meter above the water.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(K)(1)(b)	Shall	Handrails/side rails shall be provided at all steps and ladders leading to diving boards more than one meter above the water.	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(K)(1)(c)	Shall	Platforms and diving boards which are one meter high or higher shall be protected with hand rails/side rails as recommended by the manufacturer which, at a minimum, extend horizontally to the edge of the water.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(K)(1)(c)	Shall	Platforms and diving boards which are one meter high or higher shall be protected with hand rails/side rails as recommended by the manufacturer which, at a minimum, extend horizontally to the edge of the water.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(K)(1)(d)	Shall	Equipment shall be installed per manufacturer specifications.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(L)	Shall	Starting blocks shall be appropriately designed for their intended purpose.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(L)	Shall	The water depth shall be at least five feet at a point one foot from the end wall to at least four feet at a point five inches from the end wall.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(M)	Shall	The decks for all public swimming pools shall be as follows:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(M)(1)	Shall	Decking shall have surfaces that are easily cleanable, non-abrasive but slip-resistant, impervious, not subject to microbial growth or deterioration and do not present a hazard to public health or safety.	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(M)(1)	Shall	Decking shall have surfaces that are easily cleanable, non-abrasive but slip-resistant, impervious, not subject to microbial growth or deterioration and do not present a hazard to public health or safety.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(M)(1)	Shall	Decking shall have surfaces that are easily cleanable, non-abrasive but slip-resistant, impervious, not subject to microbial growth or deterioration and do not present a hazard to public health or safety.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(M)(1)	Shall	Decking shall have surfaces that are easily cleanable, non-abrasive but slip-resistant, impervious, not subject to microbial growth or deterioration and do not present a hazard to public health or safety.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(M)(1)	Shall	Decking shall have surfaces that are easily cleanable, non-abrasive but slip-resistant, impervious, not subject to microbial growth or deterioration and do not present a hazard to public health or safety.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(M)(1)(b)	Shall	All decks shall be constructed in accordance with Chapters 3781. and 3791. of the Revised Code and the rules of the board of building standards.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(M)(1)(b)	Shall	All decks shall be constructed in accordance with Chapters 3781. and 3791. of the Revised Code and the rules of the board of building standards.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(M)(2)	Shall	The minimum widths of the decks shall be as follows:	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(M)(2)(a)	Shall	The required deck width for outdoor public swimming pools shall be at least five feet.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(M)(2)(b)	Shall	The required deck width for indoor public swimming pools shall be at least three feet.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(M)(3)	Shall	The poolside edge of public swimming decks shall be rounded to prevent injury to patrons.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(M)(3)(a)	Shall	Concrete or brick decks shall be rounded to a minimum of a one-eighth inch radius.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(M)(3)(b)	Shall	Public swimming pools without gutters shall provide a safety handhold for bathers.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(M)(4)	Shall	Decking shall be installed around the perimeter of a public swimming pool to allow foot traffic and emergency access without any obstructions, as follows:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(M)(4)	Shall	Decking shall be installed around the perimeter of a public swimming pool to allow foot traffic and emergency access without any obstructions, as follows:	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(M)(4)(b)	Shall	No more than twelve consecutive feet in length of the public swimming pool's perimeter shall be inaccessible by a deck of at least two feet in length that also has access away from the pool.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(M)(4)(c)	Shall	Diving equipment and special feature stairways shall have at least three feet of deck.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(M)(4)(c)	Shall	Diving equipment and special feature stairways shall have at least three feet of deck.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(M)(5)	Shall	Decks shall be constructed to provide drainage from the deck and to prevent any standing water.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(M)(5)	Shall	Decks shall be constructed to provide drainage from the deck and to prevent any standing water.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(M)(5)	Shall not	Decks or surrounding areas of a public swimming pool shall not drain into the public swimming pool or its circulation system.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(M)(6)	Shall	Required deck warning signs, depth markers and other signs shall be in accordance with paragraph (H) of this rule.	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(M)(6)	Shall	Required deck warning signs, depth markers and other signs shall be in accordance with paragraph (H) of this rule.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(M)(6)	Shall	Required deck warning signs, depth markers and other signs shall be in accordance with paragraph (H) of this rule.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(N)(1)	Shall	The line shall be anchored to the interior wall of the public swimming pool except as provided in paragraph (E)(2)(c) of rule 3701-31-04 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(N)(2)	Shall	The safety line shall be located one foot toward the shallow portion of a public swimming pool from the break in slope.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(N)(2)	Shall	If the design of the public swimming pool prevents this then the line shall be located at the break in slope.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(O)	Shall	The licensee shall provide a perimeter fence or permanent structural barrier to enclose a public swimming pool, or complex of public swimming pools.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(O)	Shall	The perimeter barrier shall be located in such a manner as to prevent unauthorized access to the public swimming pool or complex of public swimming pools.	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(O)(1)	Shall	The perimeter barrier shall be at least forty-eight inches in height from the ground to the top of the fence.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(O)(2)	Shall	All gates or doors in the perimeter barrier shall be lockable, and any gates or doors that are used for ingress or egress to the public swimming pool by patrons shall be self-closing and self-latching.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(O)(2)	Shall	All gates or doors in the perimeter barrier shall be lockable, and any gates or doors that are used for ingress or egress to the public swimming pool by patrons shall be self-closing and self-latching.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(O)(2)	Shall	All gates or doors in the perimeter barrier shall be lockable, and any gates or doors that are used for ingress or egress to the public swimming pool by patrons shall be self-closing and self-latching.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(O)(2)	Shall	The actuating device for the latching mechanism shall be at least thirty-eight inches above the ground.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(O)(3)	Shall	The perimeter barrier shall be constructed without horizontal members on the exterior side that would make the perimeter barrier easy to climb.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(O)(3)	Shall	"Horizontal "stringers" or members used to strengthen the perimeter barrier shall be at least forty-two inches in height from the ground.	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(O)(4)	Shall	In no event shall a perimeter barrier be constructed to allow a space equal to or exceeding four inches regardless of the materials used, the manner of installation or the amount of deflection within the components.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(O)(5)	Shall not	Electronic detection or monitoring devices shall not be used in place of the required perimeter barrier.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(O)(6)	Shall	The licensee of a wading pool shall provide a barrier around the perimeter of the wading pool.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(O)(6)	Shall	The barrier shall have a minimum height of thirty-six inches to completely enclose and separate the wading pool from any public swimming pool that is not a wading pool.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(O)(6)(a)	Shall	All gates or doors in this barrier shall be self-closing and self-latching.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(O)(6)(a)	Shall	All gates or doors in this barrier shall be self-closing and self-latching.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(O)(6)(b)	Shall	The barrier shall be constructed on the inside without horizontal members that would make it easy to climb.	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(P)	Shall	The licensee of a public swimming pool shall provide toilet and bathhouse facilities in accordance with Chapters 3781. and 3791. of the Revised Code and the rules of the board of building standards.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(P)	Shall	The licensee of a public swimming pool shall provide toilet and bathhouse facilities in accordance with Chapters 3781. and 3791. of the Revised Code and the rules of the board of building standards.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Q)	Shall	The equipment, chemical and storage areas of a public swimming pool shall be designed as follows:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Q)	Shall	The equipment, chemical and storage areas of a public swimming pool shall be designed as follows:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Q)	Shall	The equipment, chemical and storage areas of a public swimming pool shall be designed as follows:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Q)(1)	Shall	All pumps, filters and other mechanical and electrical equipment, and the storage areas for chemicals for public swimming pools shall be located in such a manner as to be accessible only to authorized persons and not to bathers;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Q)(1)	Shall	All pumps, filters and other mechanical and electrical equipment, and the storage areas for chemicals for public swimming pools shall be located in such a manner as to be accessible only to authorized persons and not to bathers;	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(Q)(1)	Shall	All pumps, filters and other mechanical and electrical equipment, and the storage areas for chemicals for public swimming pools shall be located in such a manner as to be accessible only to authorized persons and not to bathers;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Q)(1)	Shall	All pumps, filters and other mechanical and electrical equipment, and the storage areas for chemicals for public swimming pools shall be located in such a manner as to be accessible only to authorized persons and not to bathers;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Q)(2)	Shall	Adequate floor space shall be provided to ensure ease of access and maintenance to each piece of equipment and stored chemicals;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Q)(2)	Shall	Adequate floor space shall be provided to ensure ease of access and maintenance to each piece of equipment and stored chemicals;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Q)(3)	Shall	Lighting intensity shall be a minimum of twenty foot candles on the surface of equipment, controls and switches; and	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Q)(3)	Shall	Lighting intensity shall be a minimum of twenty foot candles on the surface of equipment, controls and switches; and	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Q)(3)	Shall	Lighting intensity shall be a minimum of twenty foot candles on the surface of equipment, controls and switches; and	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(Q)(4)	Shall	An effective barrier at least thirty-six inches high from the floor or a cover shall protect all open filters or pits.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(R)	Shall	All enclosed public swimming pools, equipment rooms and chemical storage areas shall be ventilated in accordance with Chapters 3781. and 3791. of the Revised Code and the rules of the board of building standards.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(R)	Shall	All enclosed public swimming pools, equipment rooms and chemical storage areas shall be ventilated in accordance with Chapters 3781. and 3791. of the Revised Code and the rules of the board of building standards.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(R)	Shall	All enclosed public swimming pools, equipment rooms and chemical storage areas shall be ventilated in accordance with Chapters 3781. and 3791. of the Revised Code and the rules of the board of building standards.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(R)(1)	Shall	Direct air drafts on swimmers shall be avoided;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(R)(2)	Shall	Condensation shall be minimal and in no case shall it cause damage to building materials.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(R)(2)	Shall	Condensation shall be minimal and in no case shall it cause damage to building materials.	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(R)(3)	Shall	All proposed heating, ventilating, and air conditioning (HVAC) work performed at public swimming pools shall be done by licensed HVAC contractors in accordance with Chapters 3781. and 3791. of the Revised Code and the rules of the board of building standards.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(R)(4)	Shall	Copies of the certificate of occupancy, issued by a local certified building department or by the department of commerce, division of industrial compliance and labor, demonstrating that all required inspections and approvals were obtained, shall be maintained on file at the public swimming pool office for review by the licensor.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(S)	Shall	All electrical wiring at a public swimming pool and the surrounding area shall be installed in accordance with Chapters 3781. and 3791. of the Revised Code and the rules of the board of building standards.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(S)	Shall	All electrical wiring at a public swimming pool and the surrounding area shall be installed in accordance with Chapters 3781. and 3791. of the Revised Code and the rules of the board of building standards.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(S)(1)	Shall	All electrical work proposed at public swimming pools shall be done by licensed electrical contractors in accordance with Chapters 3781. and 3791. of the Revised Code and the rules of the board of building standards.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(S)(2)	Shall	Copies of the certificate of occupancy, issued by a local certified building department or by the department of commerce division of industrial compliance and labor demonstrating that all required inspections and approvals for the electrical work were obtained, shall be maintained on file at the public swimming pool office for review by the licensor.	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(T)	Shall	Sufficient natural or artificial lighting shall be provided to illuminate the required deck area and the bottom of all public swimming pools when in use.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(T)	Shall	Sufficient natural or artificial lighting shall be provided to illuminate the required deck area and the bottom of all public swimming pools when in use.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(T)(1)	Shall	When wading pools and spas are used at night, the licensee shall provide adequate area lighting.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(T)(1)	Shall	When wading pools and spas are used at night, the licensee shall provide adequate area lighting.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(U)	Shall	Special features at all public swimming pools shall be installed and disinfected as follows:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(U)(1)	Shall	Equipment shall be installed per manufacturer specifications or as prescribed by this chapter.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(U)(2)	Shall	Special features intended for full exposure to water shall be designed in such a manner that all water flowing from the special feature is disinfected prior to return to the attraction.	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(V)	Shall	All slides at a public swimming pool shall be installed in the following manner as applicable:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(V)(1)(a)	Shall	Kiddee slides shall only be installed in wading pools.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(V)(1)(b)	Shall	Playground slides shall only be installed in the shallow areas of a public swimming pool.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(V)(1)(d)	Shall not	The depth of water beneath a water slide that enters the public swimming pool within two inches of the water level shall not exceed forty-eight inches.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(V)(1)(e)	Shall not	The depth of water beneath a water slide that terminates more than two inches above the water level shall not be less than sixty inches.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(V)(1)(f)	Shall	A speed slide shall be designed for high velocity that will terminate in a straight run out for deceleration and exit as per manufacturer's specifications.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(V)(2)(a)	Shall	The following requirements apply to all slides: All slides, except those attached to play features, shall have visually designated splash down areas.	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(V)(2)(b)	Shall	All slides shall have a ladder or steps within the area for egress.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(V)(2)(c)	Shall	Handrails shall be provided at slides more than one meter above the deck level.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(V)(2)(d)	Shall	Platforms more than one meter above the water level shall be protected with side barriers at least forty-eight inches high.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(V)(2)(d)	Shall	Pickets or spindles shall offer a gap less than four inches.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(V)(2)(e)	Shall	All water slides shall have a switch easily accessible to immediately shut-down the slide pump.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(X)(4)	Shall	All dimensions pertaining to steps shall vary no more than plus or minus one inch.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)	Shall	The following design requirements shall apply to spray grounds:	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(Y)(1)	Shall	In addition to the spray feature pumps a circulation system shall be provided consisting of one or more drain outlets, a mixing-holding tank, except as in paragraph (Y)(2)(a) of this rule, disinfection equipment, piping, and other necessary equipment that the director determines can clarify and disinfect the water adequately.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(2)	Shall	A spray ground shall operate separately from any other public swimming pool or aquatic attraction, except as part of a public swimming pool circulation system provided the supply water to the spray ground is from the circulation system of a licensed public swimming pool or from the public swimming pool itself.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(2)	Shall	Discharge water from the spray features shall only be returned to the public swimming pool filtration system for treatment.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(2)(d)	Shall	There shall be an access cover for cleaning and for collecting samples, as may be required.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(3)	Shall	Spray grounds that operate independently from a public swimming pool shall have a mixing-holding tank, as follows:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(3)(a)	Shall	The mixing-holding tank capacity shall be at least five times the combined design flow (gpm) of the spray features to address draw-down and to provide adequate circulation within the tank;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(3)(a)	Shall	The mixing-holding tank capacity shall be at least five times the combined design flow (gpm) of the spray features to address draw-down and to provide adequate circulation within the tank;	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(Y)(3)(b)	Shall	The mixing holding tank shall be designed and installed as one chamber;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(3)(c)	Shall	Alterations or additional spray features shall be approved by the director;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(3)(d)	Shall	The circulation turnover rate within the mixing-holding tank shall be no more than thirty minutes;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(3)(e)	Shall	A "trash trap" or similar method shall be provided to remove surface debris between the spray pad outlet and the mixing-holding tank;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(3)(f)	Shall	Discharge water from the spray pad shall drain to a mixing-holding tank;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(3)(g)	Shall	The mixing-holding tank shall have one inlet for every fifteen feet of tank perimeter, but not less than two inlets, to prevent circulation "dead spots" and the growth of bacteria or other pathogens within the tank;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(3)(g)	Shall	The mixing-holding tank shall have one inlet for every fifteen feet of tank perimeter, but not less than two inlets, to prevent circulation "dead spots" and the growth of bacteria or other pathogens within the tank;	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(Y)(3)(g)	Shall	Discharge water into the mixing-holding tank shall be on the opposite side from the treated water returned to the tank;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(3)(h)	Shall	The treated water from the filtration-disinfection system shall be returned to the mixing-holding tank on the opposite side from the untreated water and not more than six inches from the tank floor, to increase circulation within the tank;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(3)(h)	Shall	The treated water from the filtration-disinfection system shall be returned to the mixing-holding tank on the opposite side from the untreated water and not more than six inches from the tank floor, to increase circulation within the tank;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(3)(i)	Shall	The spray features supply intake line shall be located as close as possible to the treated return water inlet from the filter where it enters the mixing tank, and not more than six inches from the tank floor to increase circulation within the tank;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(3)(i)	Shall	The spray features supply intake line shall be located as close as possible to the treated return water inlet from the filter where it enters the mixing tank, and not more than six inches from the tank floor to increase circulation within the tank;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(3)(j)	Shall	There shall be at least one access panel to allow service, cleaning and inspection of the entire tank, piping, fixtures and any equipment inside the mixing-holding tank and for collecting samples as may be required; and	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(3)(k)	Shall	There shall be an outlet in the bottom of the mixing tank to completely drain and clean the tank at least once every one hundred twenty days;	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(Y)(4)	Shall	The circulation (treatment) system and the special features system shall be separate systems.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(4)(a)	Shall	The spray ground circulation system shall operate continuously twenty-four hours a day during all parts of the year the spray ground is in use;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(4)(b)	Shall not	The special features system(s) shall not operate if the circulation system is not operating.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(5)	Shall	A spray ground shall have a disinfection system and an automatic chemical controller to monitor and adjust water quality, according to paragraphs (D)(2) and (D)(7) of rule 3701-31-04 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(5)	Shall	A spray ground shall have a disinfection system and an automatic chemical controller to monitor and adjust water quality, according to paragraphs (D)(2) and (D)(7) of rule 3701-31-04 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(5)	Shall	The disinfection feeder shall provide the minimum disinfection required in rule (D)(6) of rule 3701-31-04 of the Administrative Code.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(6)(a)	Shall	The spray pad shall slope to an outlet with no accumulated standing water above the level of the outlet.	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(Y)(6)(b)	Shall	The spray pad surface shall be slip resistant with no obstructions that can create a trip or safety hazard; and	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(6)(c)	Shall	Outlets shall be flat or installed to prevent a trip hazard.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(7)	Shall	The special features and fountains at spray grounds shall be designed as follows:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(7)	Shall	The special features and fountains at spray grounds shall be designed as follows:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(7)(a)	Shall	Special features for a spray ground shall be limited to fountains or similar attractions;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(7)(b)	Shall	When the special features are not operating water shall automatically drain from the spray pad;	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(7)(c)	Shall	Special feature fountains shall either be flush with the spray pad surface or high enough to be seen to prevent slip, trip or fall hazards; and	3749.02	Yes, state law	Yes, state law

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3701-31-05.1(Y)(7)(d)	Shall	Spray feature inlets/nozzles shall be designed and maintained free of safety hazards.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(7)(d)	Shall	Spray feature inlets/nozzles shall be designed and maintained free of safety hazards.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(8)	Shall	Walkways shall slope away from the spray pad with a slope not to exceed one quarter inch per foot.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(8)	Shall	For indoor attractions the walkway shall drain to waste with an indirect connection to the sanitary sewer per the Ohio building code.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(8)	Shall	For indoor attractions the walkway shall drain to waste with an indirect connection to the sanitary sewer per the Ohio building code.	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(9)	Shall	Within one year from the effective date of this chapter all spray grounds shall post the following warning sign using the same or similar language:	3749.02	Yes, state law	Yes, state law
3701-31-05.1(Y)(9)(a)	Shall	Safety recommendations, as provided by the manufacturer or designer, shall be posted conspicuously.	3749.02	Yes, state law	Yes, state law

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3701-32-02	Must	All licensed individuals pursuant to the rules of this chapter must comply with ORC 3742 and applicable rules in OAC 3701-32	3742.03, 3742.45	Yes, state law	Yes, state law
3701-32-02(A)	Shall	Scope and applicability of rules. Clearance technicians shall comply with applicable rules	3742.03, 3742.45	Yes, state law	Yes, state law
3701-32-02(B)	Shall	Lead inspectors shall comply with applicable rules	3742.03, 3742.45	Yes, state law	Yes, state law
3701-32-02(C)	Shall	Lead risk assessors shall comply with applicable rules	3742.03, 3742.45	Yes, state law	Yes, state law
3701-32-02(D)	Shall	Lead abatement workers shall comply with applicable rules	3742.03, 3742.45	Yes, state law	Yes, state law
3701-32-02(E)	Shall	Lead abatement contractors shall comply with applicable rules	3742.03, 3742.45	Yes, state law	Yes, state law
3701-32-02(F)	Shall	Lead abatement project designers shall comply with applicable rules	3742.03, 3742.45	Yes, state law	Yes, state law

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3701-32-02(G)	Shall	Lead-safe renovators shall comply with applicable rules	3742.03, 3742.45	Yes, state law	No, general rulemaking authority
3701-32-02(H)	Shall	Individuals performing EMP shall comply with applicable rules	3742.03, 3742.45	Yes, state law	No, general rulemaking authority
3701-32-02(I)	Must	Manufacturers of encapsulants must comply with applicable rules	3742.03, 3742.45	Yes, state law	Yes, state law
3701-32-02(J)	Must	Clinical lead labs must be approved pursuant OAC 3701-82-02 and comply with applicable rules	3742.03, 3742.45	Yes, state law	Yes, state law
3701-32-02(K)	Must	Environmental lead labs must be approved pursuant OAC 3701-82-02 and comply with applicable rules	3742.03, 3742.45	Yes, state law	Yes, state law
3701-32-02(L)	Must	Training providers must be approved pursuant OAC 3701-32-16 or 3701-82-01 and must comply with applicable rules	3742.03, 3742.45	Yes, state law	Yes, state law
3701-32-03(A)	Shall	General rules and prohibitions. No person shall do any of the following when a residential unit, child care facility or school is involved.	3742.02, 3742.45	No, general rulemaking authority	No, general rulemaking authority

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3701-32-03(B)	Shall	When OAC and HUD guidelines conflict, individuals who engage in lead activities or non-abatement lead activities shall comply with OAC	3742.02, 3742.45	No, general rulemaking authority	No, general rulemaking authority
3701-32-03(D)	Shall	If applicable, individuals engaging in lead abatement or non-abatement shall comply with ORC and OAC chapters involving construction and demo debris, hazardous waste, solid waste, and industrial solid waste landfills.	3742.02, 3742.45	No, general rulemaking authority	No, general rulemaking authority
3701-32-03(E)	Shall	No person shall violate any provision of ORC 3742 or this chapter of OAC	3742.02, 3742.45	No, general rulemaking authority	No, general rulemaking authority
3701-32-04(D) (1)	Shall	To qualify for an initial lead activity license, an individual shall meet the following qualifications.	3742.03	Yes, state law	Yes, state law
3701-32-04 (D) (2a)	Shall	To become a lead risk assessor, an individual shall meet or exceed one of the listed qualifications outlined.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-04 (D) (2b)	Shall	To become a lead abatement contractor, an individual shall have the following qualifications outlined.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-04 (D) (2c)	Shall	To apply for a lead abatement project designer license, an individual shall meet or exceed the following qualifications outlined.	3742.03	Yes, both state and federal law	Yes, both state and federal law

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3701-32-04(E)	Shall	Any individual approved for licensure shall comply with the deadline for obtaining their license according to this paragraph.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-04 (E)	Shall	If an individual does not comply with the deadline for obtaining their license, their license shall expire.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-04(F)	Shall	At the exam the applicant shall provide photographic proof of identity or other forms of identification upon request	3742.03	Yes, state law	Yes, state law
3701-32-04 (F)	Require	At the exam the applicant shall provide proof of identity or any other identification that the director chooses to require.	3742.03	Yes, state law	Yes, state law
3701-32-04(G)	Shall	General renewal procedures and provisions that applicants shall follow.	3742.03	Yes, state law	Yes, state law
3701-32-04 (G) (1)	Shall	Lead clearance technicians shall complete a refresher course every fourth year from the date of their initial license.	3742.03	Yes, state law	Yes, state law
3701-32-04(H)	Shall	Procedures for replacing a license.	3742.03	Yes, state law	Yes, state law

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3701-32-04 (H) (2)	Shall	An individual shall pay a fee to replace his or her lead license.	3742.03	Yes, state law	Yes, state law
3701-32-04(K)	Shall	Director shall issue only one license for each licensing discipline to any individual.	3742.03	No, general rulemaking authority	No, general rulemaking authority
3701-32-04(L)	Shall	Licensed individuals shall notify the director of any changes to initial or renewal application within 2 weeks after of change	3742.03	Yes, state law	Yes, state law
3701-32-04(M)	Shall	Licensed individuals shall carry proof of licensure or have proof of licensure available onsite when performing a lead activity.	3742.03	Yes, state law	Yes, state law
3701-32-05(B)	Shall not	Clearance technician scope of practice and standards of conduct. CTs shall not work outside of their defined scope.	3742.03	Yes, state law	Yes, state law
3701-32-05(C)	Shall not	CTs shall not perform a clearance for the purpose of determining compliance with a LHCO.	3742.03	Yes, state law	Yes, state law
3701-32-05(D)	Shall	To apply for a license as a CT an individual shall comply with applicable rules of OAC 3701-32-04	3742.03	Yes, state law	Yes, state law

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3701-32-05(E)	Shall	A clearance performed following non-abatement lead activities may be conducted by a CT. The CT shall comply with requirements of OAC 3701-32-12 when performing clearance for non-abatement lead activity.	3742.03	Yes, state law	Yes, state law
3701-32-05(F)	Shall	CT shall prepare report for each clearance performed following non-abatement lead activity and report shall be written in prescribed format and shall comply with OAC 3701-32-12 and -15	3742.03	Yes, state law	Yes, state law
3701-32-06(B)	Shall not	A lead inspector shall not work out of the assigned scope of practice for their license.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-06(C)	Shall	To apply for a license as a LI an individual shall comply with applicable rules of OAC 3701-32-04	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-06(D)	Shall	LI shall perform a lead inspection according to procedures in Ch 7 of HUD guidelines.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-06 (D)	Shall	LI shall submit any paint chips collected to an environmental lab and prepare a report for every inspection performed.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-06 (D)(2)	Shall	Each lead inspection report shall be written in a form prescribed by the Director.	3742.03	Yes, state law	No, general rulemaking authority

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3701-32-06 (D)(2)	Shall	Each lead inspection report shall comply with the requirements in 3701-32-15 of the administrative code.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-06 (D)(2)	Shall	Each lead inspection shall contain: date of activity, address, name of the owner and contact information, lead inspector's contact information and employment information, contact information for the laboratory used to analyze collected samples, and a copy of the lab report.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-06(E)	Shall	LI shall comply with requirements in OAC 3701-32-12 when performing clearance and preparing clearance report.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-07 (B)	Shall not	A lead risk assessor shall not work outside of the designated scope of practice or standards of conduct.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-07 (C)	Shall	To apply for a license an applicant shall comply with provisions of rule 3701-32-04.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-07 (D)	Shall	For all lead activities a lead risk assessor shall follow the outlined procedures in this section.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-07 (E)	Shall	A risk assessor shall follow lead inspection procedures of chapter 7 HUD Guidelines.	3742.03	Yes, both state and federal law	Yes, both state and federal law

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3701-32-07 (E)	Shall	A risk assessor shall also follow the guidelines listed in this section.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-07 (E) (1)	Shall	Each inspection report shall be written in a format prescribed by the director.	3742.03	Yes, state law	No, general rulemaking authority
3701-32-07 (E) (1)	Shall	Each inspection report shall comply with the requirements in rule 3701-32-15 of the Administrative Code.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-07 (E) (1)	Shall	Each lead inspection shall contain: date of activity, address, name of the owner and contact information, lead risk assessor's contact information and employment information, contact information for the laboratory used to analyze collected samples, and a copy of the lab report.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-07 (F)	Shall	A risk assessor shall follow lead hazard screen procedures of chapter 5 HUD Guidelines.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-07 (F)	Shall	A lead risk assessor shall conduct the listed duties in this section.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-07 (F)(2)(c)(i)	Shall	In a single family residential dwelling, a LRA shall collect one dust sample from the floor and one dust sample from the window sill, in rooms, in hallways, and stairwells.	3742.03	Yes, both state and federal law	Yes, both state and federal law

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3701-32-07(F)(2)(c)(ii)	Shall	In a multifamily residential unit or child care facility, a LRA shall collect in addition to floor and window samples, a dust sample from common areas where children are most likely to come into contact with dust.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-07 (F)(d)	Shall	Each lead hazard screen risk report shall be written in a format prescribed by the director.	3742.03	Yes, state law	No, general rulemaking authority
3701-32-07 (F) (d)	Shall	Lead hazard screen report shall comply with requirements of OAC 3701-32-15.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-07 (F)(d)	Shall	Lead hazard screen reports shall contain the information outlined in this section.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-07 (F)	Shall	A LRA shall perform a lead hazard screen risk assessment according to the procedures in Chapter 5 of HUD guidelines.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-07 (G)	Shall	a risk assessor shall follow lead risk assessment procedures of chapter 5 HUD Guidelines.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-07 (G)	Shall	As part of the lead risk assessment, a LRA shall conduct the following work outlined in this paragraph.	3742.03	Yes, both state and federal law	Yes, both state and federal law

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3701-32-07 (G) (5)	Shall	In residential units, dust samples shall be collected from living areas, in a minimum of 4 rooms, hallways or stairs.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-07 (G)(5)	Shall	Sampling priority shall be given to those rooms where one or more children under 6 are most likely to come into contact with dust.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-07 (G)(5)	Shall	A minimum of 9 dust samples shall be taken to represent each residential unit including samples from the following rooms outlined in this paragraph.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-07 (G)(5)(a)	Shall	If the window system does not include a window sill, a sample shall be conducted from the nearest horizontal surface.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-07 (G)(5)(b)	Shall	If there are fewer than 4 room equivalents, hallways, or stairs in a residential unit, all floors in the unit shall be sampled.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-07 (G)(7)	Shall	In child care facilities or schools, dust samples shall be collected from each room, hallway, or stairwell and other common areas in the child care facility or school.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-07 (G)(7)	Shall	Defines sampling procedures for sampling in child care facilities and schools.	3742.03	Yes, both state and federal law	Yes, both state and federal law

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3701-32-07 (G) (10)	Shall	Instructions for preparing a lead risk assessment report. Each report shall be written in a format prescribed by the director.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-07 (G) (10)	Shall	Lead Risk Assessment report shall comply with requirements of OAC 3701-32-15	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-07 (G)(10)	Shall	The report shall contain date all of the information listed in this paragraph.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-07 (G)(10)(o)	Shall	If the use of an encapsulant, or non-abatement option is recommended, the risk assessment report shall recommend a maintenance and monitoring schedule to maintain control of the lead hazards identified.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-08 (B)	Shall not	A lead abatement contractor shall not work outside of the licensed scope of practice.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-08 (C)	Shall	To apply for a license, an applicant shall comply with provisions of OAC rule 3701-32-04	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-08 (D)	Shall	Lead abatement contractor or project designer shall be designated for each lead abatement project	3742.03	Yes, both state and federal law	Yes, both state and federal law

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3701-32-08 (E)	Shall	The designated lead abatement contractor shall be present at the worksite during preparation and post-abatement cleanup.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-08 (E)	Shall	At any other time abatement is conducted, the designated lead abatement contractor shall be present at the worksite or shall be able to be present at the worksite within 2 hours.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-08 (E)	Shall	If not present at the worksite, the designated contractor shall be available for an immediate consultation via phone, pager, or answering service.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-08 (E)	Shall	A lead abatement contractor shall do the following duties listed in this paragraph.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-08 (E)(3)	Shall	A lead abatement contractor must notify the director within 10 calendar days before starting a project or 3 days prior using the electronic system. The contractor shall immediately notify the director in writing of any changes.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-08 (E)(4)	Shall	The pre-abatement plan shall be unique to each project.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-08 (E)(4)	Shall	The pre-abatement plan shall be kept at the worksite during lead abatement.	3742.03	Yes, both state and federal law	Yes, both state and federal law

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3701-32-08 (E)(4)	Shall	The pre-abatement plan shall contain the components listed in this paragraph.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-08 (E)(4)(a)	Shall	A written occupant protection plan shall comply with procedures in Chapter 8 of the HUD guidelines.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-08 (E)(4)(b)	Shall	The written compliance plan shall comply with the format as written in Chapter 9 of the HUD guidelines and include a daily sign in log and respirator fit test dates.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-08 (E) (4)(d)	Require	Requires a hazard communication plan to be on site as required by 29 C.F.R.1910.1200 (2013). Or C.F.R. 1926.59 (2013)	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-08 (E) (5)	Require	Requires that lead abatement contractor ensure all abatement activities are conducted according to applicable Federal, State, and Local regulations.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-08 (E) (8)	Prohibit	Lead abatement contractor is prohibited from using improper abatement methods listed in this section.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-08 (E) (10)	Require	Lead abatement contractor is required to ensure that each employee in contact with lead hazards is trained and licensed to participate.	3742.03	Yes, both state and federal law	Yes, both state and federal law

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3701-32-08 (E)(12)	Shall	The designated lead abatement contractor or project designer shall ensure the components represented by the failed sample or samples are re-cleaned and re-tested.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-08 (E)(12)	Shall	A lead risk assessor or lead inspector shall perform a clearance examination or examinations to ensure the unit meets the clearance standards.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-08 (E)(13)	Shall	The lead abatement project report shall be written in a form prescribed by the director.	3742.03	Yes, state law	No, general rulemaking authority
3701-32-08 (E)(13)	Shall	The lead abatement project report shall comply with the requirements of rule 3701-32-15 of the Administrative Code.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-08 (E)(13)	Shall	The lead abatement project report shall contain the information listed in this paragraph.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-08 (E) (13)	Require	Lead abatement contractor is required as indicated in 3701-32-15 of the OAC to prepare a project report for each lead abatement project completed.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-08 (E) (14)	Must	Designated lead worker on lead abatement work site must have knowledge of the scope of work and is responsible for all necessary on site paperwork.	3742.03	Yes, both state and federal law	Yes, both state and federal law

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3701-32-09 (B)	Shall not	Applicant shall not supervise lead abatement activities, Perform or provide advice on lead inspection, lead based paint sampling, Clearance sampling, lead risk assessment or lead hazard screen activities. Perform or provide advice on any other lead assessment activity, or design abatement projects or prepare pre-abatement plans.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-09 (C)	Shall	To apply for license, applicant shall comply with provisions of OAC rule 3701-32-04.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-09 (D)	Shall	No lead abatement worker shall perform lead abatement without the on-site supervision of a lead abatement contractor or lead abatement project designer.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-10 (B)	Shall not	Applicant shall not perform or provide inspection services, lead paint sampling, clearance sampling, lead risk assessment or lead hazard screen activities	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-10 (C)	Shall	To apply for license applicant shall comply with provisions of OAC rule 3701-32-04	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-10 (D)	Shall	Lead abatement contractor or project designer shall be designated for each lead abatement project	3742.03	Yes, both state and federal law	Yes, both state and federal law

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3701-32-10 (E)	Shall	Lead Project Designer (or designated lead abatement contractor) shall be present during worksite preparation and post abatement cleanup.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-10 (E)	Shall	The lead project designer or lead abatement contractor shall be at the project work site or available to be at the project work site within 2 hours.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-10 (E)	Shall	If not at the worksite, the project designer or contractor shall be available for immediate consultation via phone.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-10 (E)	Shall	The lead project designer or lead abatement contractor are responsible for the actions listed in this section.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-10 (E)(3)	Shall	The designated contractor or designer shall immediately notify the director in writing of any changes that render the project notification inaccurate.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-10 (E)(4)	Shall	The pre-abatement plan shall be unique to each project.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-10 (E)(4)	Shall	The pre-abatement plan shall be maintained at the work site during abatement.	3742.03	Yes, both state and federal law	Yes, both state and federal law

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3701-32-10 (E)(4)	Shall	The pre-abatement plan shall contain the components listed in this paragraph.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-10 (E) (4)(c)	Require	The pre-abatement plan requires a respiratory protection plan for all employees to be on site.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-10 (E) (4)(d)	Require	Requires a hazard communication plan to be on site as required by 29 C.F.R.1910.1200 (2013). Or C.F.R. 1926.59 (2013)	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-10 (E) (5)	Require	Requires that lead project designer ensure all abatement activities are conducted according to applicable Federal, State, and Local regulations.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-10 (E) (8)	Prohibit	Lead project designer is prohibited from using improper abatement methods listed in this paragraph.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-10 (E) (14)	Must	Designated lead worker on lead abatement work site must have knowledge of the scope of work and is responsible for all necessary on site paperwork.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-10 (E) (10)	Require	Lead project designer is required to ensure that each employee in contact with lead hazards is trained and licensed to participate.	3742.03	Yes, both state and federal law	Yes, both state and federal law

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3701-32-10 (E) (12)	Shall	The designated lead abatement contractor or project designer shall ensure the components represented by the failed sample or samples are re-cleaned and re-tested.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-10 (E)(12)	Shall	The designated lead abatement contractor or project designer shall perform any necessary clearance examination or examinations to ensure the unit meets clearance standards.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-10 (E)(13)	Shall	The lead abatement project report shall be written in a form prescribed by the director.	3742.03	Yes, state law	No, general rulemaking authority
3701-32-10 (E) (13)	Require	The lead abatement project report shall follow requirements set forth in rule 3701-32-15 of the Administrative Code.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-10 (E)(13)	Shall	The lead abatement project report shall contain the information listed in this paragraph.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-10 (E)(13)(g)	Require	The lead abatement project report should include the written compliance plan portion of the pre-abatement plan as required by paragraph (E)(4)(b) of this paragraph.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-10 (E)(13)(h)	Require	The lead abatement project report should include a copy of all clearance examinations as required by rule 3701-32-12 of the Administrative code.	3742.03	Yes, both state and federal law	Yes, both state and federal law

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3701-32-10 (E) (14)	Must	Designated lead worker on lead abatement work site must have knowledge of the scope of work and is responsible for all necessary on site paperwork.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-11 (D)	Must	Lead-safe renovation performed by an untrained individual must be supervised by a lead -safe renovator who is present at the worksite.	3742.45	Yes, federal law	No, general rulemaking authority
3701-32-11 (E)	Shall	No person shall have lead-safe renovation performed in lieu of having lead abatement performed on a residential unit, child care facility or school at which a lead poisoned child under six years of age has been identified.	3742.45	Yes, state law	Yes, state law
3701-32-11 (F)	Shall	Lead safe renovator shall comply with the listed work practice measures and standards of conduct.	3742.45	Yes, federal law	No, general rulemaking authority
3701-32-11 (F) (2)	Shall	The containment shall not interfere with occupant and worker egress in an emergency.	3742.45	Yes, federal law	No, general rulemaking authority
3701-32-11 (F) (3)	Must	If a chute is used to remove waste from the work areas, it must be covered.	3742.45	Yes, federal law	Yes, federal law
3701-32-11 (F)(3)	Shall	The renovator shall comply with the standards of conduct and procedures listed in this paragraph.	3742.45	Yes, federal law	Yes, federal law

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3701-32-11 (F)(3)(b)	Shall	Waste shall be wrapped and sealed to prevent the release of dust and debris.	3742.45	Yes, federal law	Yes, federal law
3701-32-11 (F)(4)(b)	Must	Doors in the work area must be covered with plastic sheeting or other materials.	3742.45	Yes, federal law	Yes, federal law
3701-32-11 (F)(4)(b)	Must	Doors used as an entrance to the work area must be covered properly.	3742.45	Yes, federal law	Yes, federal law
3701-32-11 (F)(6)(b)	Shall	The protective sheeting shall be folded before and taped to seal or sealed within a heavy duty bag.	3742.45	Yes, federal law	Yes, federal law
3701-32-11 (F)(6)(b)	Shall	The sheeting shall be misted before folding.	3742.45	Yes, federal law	Yes, federal law
3701-32-11 (F)(6)(b)	Must	Sheeting used to isolate contaminated rooms from un-contaminated rooms must remain in place until after the cleaning and removal of other sheeting.	3742.45	Yes, federal law	Yes, federal law
3701-32-12 (B)	Shall	The clearance standards set forth in rule 3701-32-19 of the Administrative Code shall be used to determine if the lead hazards or presumed lead hazards have been sufficiently controlled.	3742.45 and 3743.03	Yes, both state and federal law	Yes, both state and federal law

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3701-32-12 (C)	Shall	Clearance examinations shall be performed by a lead risk assessor, lead inspector, or clearance technician.	3742.45 and 3743.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-12 (C)	Shall	A clearance technician shall perform clearance examinations on non-abatement projects only.	3742.45 and 3743.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-12 (D)	Shall	All individuals licensed to conduct clearances shall follow quality control measures.	3742.45 and 3743.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-12 (E)	Shall	Licensed individuals shall perform the duties listed in this paragraph when doing clearance examinations.	3742.45 and 3743.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-12 (E)(1)	Shall	Clearance findings shall be recorded on a form prescribed by the director.	3742.45 and 3743.03	Yes, state law	Yes, state law
3701-32-12 (E)(3)	Shall	Procedure for additional environmental samples if fail clearance criteria set forth in OAC 3701-32-19.	3742.45 and 3743.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-12 (E) (3)	Must	Re-cleaning and sampling must be repeated until lead dust clearance standards are met.		Yes, both state and federal law	Yes, both state and federal law

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3701-32-12 (E)(3)	Shall	All components represented by a failed sampled shall be re-cleaned.	3742.45 and 3743.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-12 (F) (2)	Shall	Appendix C of this rule sets forth the minimum number of samples to be procured for clearance in multi family housing.	3742.45 and 3743.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-12 (G)	Shall	Procedures for Clearance examination following essential maintenance practices to comply with division (B) of ORC 3742.41	3742.45 and 3743.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-12 (G)(2)	Shall	If deteriorated paint surfaces or visible dust is present, these conditions shall be eliminated or controlled prior to the collection of environmental samples.	3742.45 and 3743.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-12 (G) (4)	Must	Re-cleaning and sampling must be repeated until lead dust clearance standards are met.	3742.45 and 3743.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-12 (G)(4)	Shall	For a failed dust wipe sample, all the components represented by the failed sample shall be re-cleaned.	3742.45 and 3743.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-12 (G)(4)	Shall	Requirements for conducting additional clearance examinations.	3742.45 and 3743.03	Yes, both state and federal law	Yes, both state and federal law

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3701-32-12 (H)	Shall	Procedures for Clearance examination pursuant to residential unit, child care facility or school where a lead hazard control order has been issued under OAC rule 3701-30-09.	3742.45 and 3743.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-12 (H)(1)	Shall	The lead inspector or risk assessor shall compare the work performed with the hazards listed in the lead hazard control order and ensure all hazards have been controlled or eliminated.	3742.45 and 3743.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-12 (H)(1)	Shall	The review of lead hazards shall be documented in the final clearance report.	3742.45 and 3743.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-12 (H)(2)	Shall	Findings shall be recorded on a form prescribed by the director.	3742.45 and 3743.03	Yes, state law	Yes, state law
3701-32-12 (I)	Shall	Lead inspector, risk assessor, or clearance technician shall prepare a Lead Clearance Examination report for each clearance examination performed.	3742.45 and 3743.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-12 (I)	Shall	The examination report shall be written in a format prescribed by the director.	3742.45 and 3743.03	Yes, state law	Yes, state law
3701-32-12 (I)	Shall	The examination report shall comply with rule 3701-32-15 of the Administrative Code.	3742.45 and 3743.03	Yes, both state and federal law	Yes, both state and federal law

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3701-32-13(A)	Shall	Manufacturers shall demonstrate longevity, safety and durability of encapsulant by meeting the requirements set forth in this section.	3742.03	Yes, state law	Yes, state law
3701-32-13 (A)(1)	Shall	The independent lab providing testing shall be accredited by the United States department of commerce and national voluntary laboratory accreditation program.	3742.03	Yes, state law	Yes, state law
3701-32-13 (A)(2)	Shall	The toxicologist assessment shall include recommendations regarding occupancy during and after application of the product.	3742.03	Yes, state law	Yes, state law
3701-32-13(B)	Shall	The director shall issue approval to the manufacturer of an encapsulant product provided the manufacturer has met all the requirements.	3742.03	Yes, state law	Yes, state law
3701-32-14(A)	Shall	Environmental lead analytical labs shall send quarterly proficiency testing from ELPAT program to the director.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-14(B)	Shall	Clinical labs shall send quarterly proficiency testing from CLIA program to the director.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-14(C)	Shall	Any clinical lab that performs analysis of blood, urine, or other bodily substances for levels of lead, cadmium, mercury, or arsenic shall collect the information set forth in this paragraph.	3742.03	Yes, state law	Yes, state law

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3701-32-14 (C)	Shall	Clinical labs that perform analysis of bodily substances shall submit information to the director via electronic transfer within 7 days of obtaining results.	3742.03	Yes, state law	Yes, state law
3701-32-14(D)	Shall	Physician/healthcare provider shall complete request for analysis with the required information of this rule and paragraph (A) of 3701-30-05 of the Administrative Code.	3742.03	Yes, state law	Yes, state law
3701-32-15(A)	Shall	CT, LI, or LA shall issue report for lead activity performed to owner or manager of property.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-15 (A)	Shall	CT, LI, or LA shall also issue a report for lead activity performed to the individual who requested the lead activity.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-15(B)	Shall	LAC or LPD shall issue report of each abatement project performed.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-15 (B)	Shall	LAC or LPD shall issue a copy of the report to the owner or manager of property that was subject to abatement.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-15 (B)	Shall	LAC or LPD shall issue a copy of the report to the individual who requested the lead abatement.	3742.03	Yes, both state and federal law	Yes, both state and federal law

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3701-32-15(C)	Shall	CT, LI, LA, LAC, or LPD shall keep issued reports for 3 years and make the document available upon request.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-15(D)	Shall	LA, LI, or CT shall submit monthly summaries that include property information and activity performed for each unit.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-15 (D)	Shall	Monthly summaries shall be completed on a form prescribed by the director.	3742.03	Yes, state law	No, general rulemaking authority
3701-32-15(E)	Shall	Ohio and Federal law disclosure language shall be displayed in bold letters at the top of any examination report.	3742.03	Yes, both state and federal law	Yes, both state and federal law
3701-32-16(A)	Shall	A person shall submit application for approval as training program on form prescribed by the director.	3742.45	Yes, state law	Yes, state law
3701-32-16 (A)	Shall	A separate application shall be submitted for each type of program the person is seeking to conduct.	3742.45	Yes, state law	Yes, state law
3701-32-16 (A)	Shall	An application for approval for a program shall contain all the required attachments listed in this section.	3742.45	Yes, state law	Yes, state law

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3701-32-16(B)	Shall	A person shall submit application for renewal of a training program on a prescribed form by the director.	3742.45	Yes, state law	Yes, state law
3701-32-16 (B)	Shall	A person shall submit a separate application for each program the person is seeking approval for.	3742.45	Yes, state law	Yes, state law
3701-32-16 (B)	Shall	An application for renewal shall contain the fee of seven hundred fifty dollars paid to the Treasurer of Ohio.	3742.45	Yes, state law	Yes, state law
3701-32-16 (B)	Shall	As part of the application, the applicant shall also submit a statement signed by the training program manager certifying all minimum requirements are being met.	3742.45	Yes, both state and federal law	Yes, state law
3701-32-16(C)	Shall	Director shall notify the applicant of any deficiency or needed modification to the application.	3742.45	Yes, state law	Yes, state law
3701-32-16 (C)	Shall	Six months after written notification, the application shall no longer be maintained.	3742.45	Yes, state law	Yes, state law
3701-32-16 (C)	Shall not	An application no longer maintained shall not be subject to appeal pursuant to Chapter 119 of the Revised Code.	3742.45	Yes, state law	Yes, state law

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3701-32-16(G)	Shall	Training manager shall allow program to be audited by director at no charge	3742.45	Yes, state law	Yes, state law
3701-32-16.1(A)	Shall	Applicant shall designate a training manager.	3742.45	Yes, state law	Yes, state law
3701-32-16.1 (A)	Shall	The training manager shall be responsible for ensuring the training program complies at all times with the rules in this chapter.	3742.45	Yes, state law	Yes, state law
3701-32-16.1 (A)	Shall	To be a training manager, an individual shall meet all of the qualifications set forth in this chapter.	3742.45	Yes, both state and federal law	Yes, both state and federal law
3701-32-16.1(B)	Shall	Qualified principal instructors shall teach approved training program.	3742.45	Yes, state law	Yes, state law
3701-32-16.1 (B)	Shall	To be a principal instructor, an individual shall meet all of the qualifications set forth in this chapter.	3742.45	Yes, state law	Yes, state law
3701.32-16.1(C)	Shall	Training program shall include instruction by qualified work-practice instructor who are responsible for teaching particular skills and meet all of the qualifications set forth in this chapter.	3742.45	Yes, state law	Yes, state law

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3701-32-16.1(D)	Shall	To qualify as a guest instructor, an individual shall demonstrate academic and work expertise in the subject area being taught.	3742.45	Yes, state law	Yes, state law
3701-32-16.2(A)	Shall	Approved training programs shall provide adequate facilities to teach in, issue a unique course completion certificate, and provide training equipment that reflects current work practices.	3742.45	Yes, state law	Yes, state law
3701-32-16.2 (A)(2)	Shall	A course completion certificate shall include a unique number, applicant information, name of the course taken, dates of the program, date exam was passed, a passport size photo, and a statement signed by the program manager.	3742.45	Yes, state law	Yes, state law
3701-32-16.2(B)	Shall	Training manager shall ensure approved training program complies with regulations at all times.	3742.45	Yes, state law	Yes, state law
3701-32-16.2 (B)	Shall	The training manager shall also develop and implement a quality control plan.	3742.45	Yes, state law	Yes, state law
3701-32-16.2 (B)(1)	Shall	The training manager shall submit revisions or changes to the director within 10 days.	3742.45	Yes, state law	Yes, state law
3701-32-16.2 (B)(3)	Shall	The training manager shall designate additional instructors as either work practice instructors or guest instructors for the program or programs the instructors will teach.	3742.45	Yes, state law	Yes, state law

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3701-32-16.2 (B)(3)	Shall	The training manager shall also ensure that each appointed instructor complies with the qualifications outlined in 3701-32-16.1 of the Administrative Code.	3742.45	Yes, state law	Yes, state law
3701-32-16.3(A)	Shall	Requirements for conducting essential maintenance practices and lead-safe renovation trainings.	3742.45	Yes, state law	Yes, state law
3701-32-16.3 (A)	Shall	Work practices shall be taught in the appropriate programs to provide the trainees with the knowledge to perform the non-abatement.	3742.45	Yes, state law	Yes, state law
3701-32-16.3 (A)	Shall	The hands on training shall be conducted in a way that students gain practical experience in conducting non-abatement lead activities.	3742.45	Yes, state law	Yes, state law
3701-32-16.3 (A)	Shall	An approved training program shall meet the requirements listed in this section.	3742.45	Yes, state law	Yes, state law
3701-32-16.3 (A)(1)	Shall not	The essential maintenance practice programs shall not exceed six hours or 7.2 training hours.	3742.45	Yes, state law	Yes, state law
3701-32-16.3 (A)(1)	Shall	1.5 hours of the 7.2 hours shall be designated as hands on training.	3742.45	Yes, state law	Yes, state law

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3701-32-16.3 (A)(2)	Shall not	The lead safe renovator program shall not exceed six hours or 7.2 training hours.	3742.45	Yes, state law	Yes, state law
3701-32-16.3 (A)(2)	Shall	1.5 hours of the 7.2 hours shall be designated as hands on training.	3742.45	Yes, state law	Yes, state law
3701-32-16.3 (A)(3)	Shall not	The instructor to student ratio shall not exceed 1:25	3742.45	Yes, state law	Yes, state law
3701-32-16.3 (A)(4)	Shall	The training program shall conduct an examination at the end of each program it offers.	3742.45	Yes, state law	Yes, state law
3701-32-16.3 (A)(4)(a)	Shall	The program examination shall be developed in accordance with the program examination requirements listed in (A)(4)(b) of this rule.	3742.45	Yes, state law	Yes, state law
3701-32-16.3 (A)(4)(a)	Shall	The program examination for the essential maintenance practices and lead safe renovation programs shall each have a minimum of 25 multiple choice questions.	3742.45	Yes, state law	Yes, state law
3701-32-16.3 (A)(4)(a)	Shall	The passing score for the essential maintenance practices and lead safe renovation examinations shall be 72%.	3742.45	Yes, state law	Yes, state law

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3701-32-16.3 (A)(4)(b)	Shall	The proportion of examination questions shall meet the requirements listed in this paragraph.	3742.45	Yes, state law	Yes, state law
3701-32-16.3 (A)(4)(c)	Must	If a trainee does not pass the examination, the individual must repeat the program before re-taking the exam.	3742.45	Yes, state law	Yes, state law
3701-32-16.3 (A)(4)(d)	Shall	The training program shall provide written proof of the successful completion of the program to the candidate within 1 week of grading the exam.	3742.45	Yes, state law	Yes, state law
3701-32-16.3 (A)(4)(e)	Shall	Each examination shall be administered in a way that ensures that no students may cheat or see answers to the exam.	3742.45	Yes, state law	Yes, state law
3701-32-16.3(B)	Shall	Essential maintenance practices training programs shall include instruction on health effects, roles and responsibilities, managing potential lead standards, prohibited methods, safe work practices, cleaning methods, resident notification, personal hygiene, safe disposal of waste, covering contaminated soil, and federal/state regulations.	3742.45	Yes, state law	Yes, state law
3701-32-16.3(C)	Shall	Lead-safe renovator program may be added to EMP program to satisfy requirements and shall consist of at least 2.0 hours or 2.4 training hours	3742.45	Yes, state law	Yes, state law

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3701-32-16.3 (C)	Shall	The training module shall include instruction on health effects, roles and responsibilities, managing potential lead standards, prohibited methods, safe work practices, cleaning methods, resident notification, personal hygiene, safe disposal of waste, covering contaminated soil, and federal/state regulations.	3742.45	Yes, state law	Yes, state law
3701-32-16.3(D)	Shall	Lead-safe renovator program shall include instruction on the following: health effects, roles and responsibilities, managing potential lead standards, prohibited methods, safe work practices, legal liability and insurance issues, cleaning methods, resident notification, personal hygiene, safe disposal of waste, covering contaminated soil, and federal/state regulations.	3742.45	Yes, state law	Yes, state law
3701-32-16.3(E)	Shall	EMP program may be added to lead-safe renovator program to satisfy requirements and shall consist of at least 2.0 or 2.4 training hours.	3742.45	Yes, state law	Yes, state law
3701-32-16.3 (E)	Shall	The training module shall include instruction on: roles and responsibilities, recognizing and controlling potential lead hazards, removal of contaminated carpet, planning essential maintenance jobs, resident notification, and establishing on-going monitoring.	3742.45	Yes, state law	Yes, state law
3701-32-17(A)	Shall	Documentation shall be maintained proving essential maintenance practices were performed according to ORC 3742.41 in order to receive rebuttable presumption.	3742.45	Yes, state law	Yes, state law
3701-32-17(B)	Shall	EMP shall be performed by individual licensed as LPD, LAC, LW, or by an individual who has successfully completed an approved EMP training course.	3742.45	Yes, state law	Yes, state law

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3701-32-17(D)	Shall	Persons performing EMP shall only allow persons performing EMP in the work area until clearance is passed, cover the floor underneath the area that EMP is being performed, ensure EMP persons follow worker protection standards, and post signs clearly defining the work area.	3742.45	Yes, state law	Yes, state law
3701-32-17 (D)(5)	Shall	Containment shall be established in a way that it does not affect worker or occupant egress in the case of an emergency.	3742.45	Yes, state law	Yes, state law
3701-32-17 (D)(8)	Must	If a chute is used to remove waste from the work areas, it must be covered.	3742.45	Yes, state law	Yes, state law
3701-32-17 (D)(8)	Shall	The renovator shall comply with the standards of conduct and procedures listed in this paragraph.	3742.45	Yes, state law	Yes, state law
3701-32-17 (D)(8)(b)	Shall	During transport, waste shall be contained to prevent the release of dust and debris.	3742.45	Yes, state law	Yes, state law
3701-32-17 (D)(9)(b)	Must	Sheeting used to isolate contaminated rooms from un-contaminated rooms must remain in place until after the cleaning and removal of other sheeting.	3742.45	Yes, state law	Yes, state law
3701-32-17 (D)(10)	Shall	For interior work practices, individuals shall implement clean work practices to prevent contamination.	3742.45	Yes, state law	Yes, state law

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3701-32-17 (D)(10)(b)	Must	The HEPA vacuum must be equipped with a beater bar when vacuuming carpets and rugs.	3742.45	Yes, state law	Yes, state law
3701-32-17 (D)(15)	Prohibit	Individuals should not perform prohibited methods outlined in this section.	3742.45	Yes, state law	Yes, state law
3701-32-17(E)	Shall	Owner and manager of property shall ensure essential maintenance practices are performed, an annual clearance examination is performed, and maintain records for 3 years.	3742.45	Yes, state law	Yes, state law
3701-32-18(A)	Must	Party requesting variance must show that the variance will not jeopardize the health and safety of the public.	3742.03	No, general rulemaking authority	No, general rulemaking authority
3701-32-18(B)	Shall not	Director shall not grant a variance that defeats the spirit and general intent of OAC 3701-32-01 to 3701-32-16, or that is not in the public's interest.	3742.03	No, general rulemaking authority	No, general rulemaking authority
3701-32-18(C)	Shall	Party requesting variance shall make a request to the director on a form prescribed by the director.	3742.03	No, general rulemaking authority	No, general rulemaking authority
3701-32-18 (C)	Shall	The request shall specify how it will not jeopardize the health and safety of the public, the rule requirement being requested, the practical difficulties, the time period for which the variance is being requested.		No, general rulemaking authority	No, general rulemaking authority

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3701-32-18(D)	Shall	Requesting party shall meet conditions established by director for variance to be effective/continue to be in effect	3742.03	No, general rulemaking authority	No, general rulemaking authority
3701-32-18(F)	Shall	Director shall notify the party requesting the variance in writing of the determination whether or not to grant the variance.	3742.03	No, general rulemaking authority	No, general rulemaking authority
3701-32-18 (F)	Shall	The director's decision shall be final and is not subject to Chapter 119. of the Revised Code.	3742.03	No, general rulemaking authority	No, general rulemaking authority
3701-32-19(F)	Shall	In order to pass a clearance a property shall have a lead loading less than 40 micrograms per square foot on interior or exterior floors, 250 micrograms per square foot on window sills, 400 micrograms per square foot on window troughs, and all horizontal surfaces in the exterior living area closest to the area abated should be free of any dust or debris.	3742.45	Yes, both state and federal law	Yes, both state and federal law
3701-33+A8:F405-02 (A)	Shall	No person shall construct, substantially alter, expand or operate an agricultural labor camp until plans have been submitted to, and approved in writing by, the licensor.	3733.42	Yes, state law	Yes, state law
3701-33-02 (A)	Shall	No person shall construct, substantially alter, expand or operate an agricultural labor camp until plans have been submitted to, and approved in writing by, the licensor.	3733.42	Yes, state law	Yes, state law

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3701-33-02 (A)	Shall	No person shall construct, substantially alter, expand or operate an agricultural labor camp until plans have been submitted to, and approved in writing by, the licensor.	3733.42	Yes, state law	Yes, state law
3701-33-02 (A)	Shall	No person shall construct, substantially alter, expand or operate an agricultural labor camp until plans have been submitted to, and approved in writing by, the licensor.	3733.42	Yes, state law	Yes, state law
3701-33-02 (A)	Shall	No person shall construct, substantially alter, expand or operate an agricultural labor camp until plans have been submitted to, and approved in writing by, the licensor.	3733.42	Yes, state law	Yes, state law
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3701-33-02 (A)	Shall	No person shall construct, substantially alter, expand or operate an agricultural labor camp until plans have been submitted to, and approved in writing by, the licensor.	3733.42	Yes, state law	Yes, state law
3701-33-02 (A)	Shall	No person shall construct, substantially alter, expand or operate an agricultural labor camp until plans have been submitted to, and approved in writing by, the licensor.	3733.42	Yes, state law	Yes, state law
3701-33-02 (A)	Shall	Each person proposing to open a new camp shall submit, with the application for a license, the plans and supporting documents required by paragraph (C) of this rule.	3733.42	Yes, state law	Yes, state law

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3701-33-02 (A)	Shall	Each person proposing to open a new camp shall submit, with the application for a license, the plans and supporting documents required by paragraph (C) of this rule.	3733.42	Yes, state law	Yes, state law
3701-33-02 (A)	Shall	Each person proposing to open a new camp shall submit, with the application for a license, the plans and supporting documents required by paragraph (C) of this rule.	3733.42	Yes, state law	Yes, state law
3701-33-02 (B)	Shall	All plans shall be neat, legible, drawn to scale, signed and sealed by a professional engineer or an architect, registered in Ohio, and submitted electronically or in triplicate to the director of health	3733.42	Yes, state law	Yes, state law
3701-33-02 (B)	Shall	All plans shall be neat, legible, drawn to scale, signed and sealed by a professional engineer or an architect, registered in Ohio, and submitted electronically or in triplicate to the director of health	3733.42	Yes, state law	Yes, state law
3701-33-02 (B)	Shall	All plans shall be neat, legible, drawn to scale, signed and sealed by a professional engineer or an architect, registered in Ohio, and submitted electronically or in triplicate to the director of health	3733.42	Yes, state law	Yes, state law
3701-33-02 (B)	Shall	All plans shall be neat, legible, drawn to scale, signed and sealed by a professional engineer or an architect, registered in Ohio, and submitted electronically or in triplicate to the director of health	3733.42	Yes, state law	Yes, state law
3701-33-02 (B)	Shall	All plans shall be neat, legible, drawn to scale, signed and sealed by a professional engineer or an architect, registered in Ohio, and submitted electronically or in triplicate to the director of health	3733.42	Yes, state law	Yes, state law

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3701-33-02 (B)	Shall	All plans shall be neat, legible, drawn to scale, signed and sealed by a professional engineer or an architect, registered in Ohio, and submitted electronically or in triplicate to the director of health	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(1)	Shall	Plans, for an agricultural labor camp, that are submitted to the licensor for review shall include the following: Completed application for plan review on a form prescribed by the director and signed by the person submitting the plans. The form shall contain identifying information about the camp operator, the location of the camp, the person who prepared the plans, and the contractor for the project;	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(1)	Shall	Plans, for an agricultural labor camp, that are submitted to the licensor for review shall include the following: Completed application for plan review on a form prescribed by the director and signed by the person submitting the plans. The form shall contain identifying information about the camp operator, the location of the camp, the person who prepared the plans, and the contractor for the project;	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(1)	Shall	Plans, for an agricultural labor camp, that are submitted to the licensor for review shall include the following: Completed application for plan review on a form prescribed by the director and signed by the person submitting the plans. The form shall contain identifying information about the camp operator, the location of the camp, the person who prepared the plans, and the contractor for the project;	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(1)	Shall	Plans, for an agricultural labor camp, that are submitted to the licensor for review shall include the following: Completed application for plan review on a form prescribed by the director and signed by the person submitting the plans. The form shall contain identifying information about the camp operator, the location of the camp, the person who prepared the plans, and the contractor for the project;	3733.42	Yes, state law	Yes, state law

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3701-33-02 (C)(1)	Shall	Plans, for an agricultural labor camp, that are submitted to the licenser for review shall include the following: Completed application for plan review on a form prescribed by the director and signed by the person submitting the plans. The form shall contain identifying information about the camp operator, the location of the camp, the person who prepared the plans, and the contractor for the project;	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(1)	Shall	Plans, for an agricultural labor camp, that are submitted to the licenser for review shall include the following: Completed application for plan review on a form prescribed by the director and signed by the person submitting the plans. The form shall contain identifying information about the camp operator, the location of the camp, the person who prepared the plans, and the contractor for the project;	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(2)	Shall	Written verification by the fire protection authority or authorities that have jurisdiction in the area that adequate fire protection can be provided to the camp;	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(3)	Shall	Written verification by the municipal corporation or board of county commissioners for unincorporated areas that the proposed new camp construction or substantial alteration to an existing camp will be made in accordance with municipal or county flood plain ordinances or resolutions and local flood plain permit requirements;	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(4)	Shall	Written verification that the sewerage disposal system has been approved by the Ohio environmental protection agency or the local health department;	3733.42	Yes, state law	Yes, state law

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3701-33-02 (C)(5)	Shall	Written verification that the water supply system has been approved by the Ohio environmental protection agency;	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(6)	Shall	Drawings and specifications shall include:	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(6)(a)	Shall	A plot plan showing the location of the camp with respect to major roads and the surrounding area;	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(6)(b)	Shall	Total area to be used as an agricultural labor camp	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(6)(c)	Shall	Entrance and exit roads and driveways;	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(6)(d)	Shall	General layout of the camp showing location of the following:	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(6)(d)(i)	Shall	Housing;	3733.42	Yes, state law	Yes, state law

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3701-33-02 (C)(6)(d)(ii)	Shall	Common buildings	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(6)(d)(iii)	Shall	Hygiene and toilet facilities;	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(6)(d)(iv)	Shall	Recreational area;	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(6)(d)(v)	Shall	Solid waste storage;	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(6)(d)(vi)	Shall	Laundry facilities;	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(6)(d)(vii)	Shall	Area lighting;	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(6)(d)(viii)	Shall	Water supply; and	3733.42	Yes, state law	Yes, state law

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3701-33-02 (C)(6)(d)(ix)	Shall	Sewerage disposal system;	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(6)(e)(i)	Shall	Size and construction data;	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(6)(e)(ii)	Shall	Heating system specifications, if applicable;	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(6)(e)(iii)	Shall	Lighting and electrical outlet placement;	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(6)(e)(iv)	Shall	Ventilation;	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(6)(e)(v)	Shall	Food storage, cooking and eating facilities; and	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(6)(e)(vi)	Shall	Bed location;	3733.42	Yes, state law	Yes, state law

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3701-33-02 (C)(6)(f)	Shall	Design details of the following	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(6)(f)(i)	Shall	Toilet facilities	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(6)(f)(ii)	Shall	Hygiene facilities	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(6)(f)(iii)	Shall	Handwashing facilities	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(6)(f)(iv)	Shall	Laundry facilities;	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(6)(f)(v)	Shall	Common buildings	3733.42	Yes, state law	Yes, state law
3701-33-02 (C)(6)(f)(vi)	Shall	Number and type of plumbing fixtures	3733.42	Yes, state law	Yes, state law

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3701-33-02 (C)(6)(f)(vii)	Shall	Water heating system;	3733.42	Yes, state law	Yes, state law
3701-33-02(C)(7)	Shall	Any other documentation necessary to complete the plan review requested by the licensor.	3733.42	Yes, state law	Yes, state law
3701-33-02 (D)	Shall	The licensor shall, within thirty days of receiving a complete set of plans for review, either approve or disapprove the plans, or in the case of incomplete plans, request additional information.	3733.42	Yes, state law	Yes, state law
3701-33-02 (D)	Shall	If the licensor requests additional information, the licensor shall approve or disapprove the plans within thirty days after receiving the additional requested information.	3733.42	Yes, state law	Yes, state law
3701-33-03(A)	Shall	Every person who intends to operate an agricultural labor camp shall submit an application to the licensor no later than the close of business on the fourteenth day of April each year, for a license to operate such camp, effective for the calendar year in which it is issued.	3733.42	Yes, state law	Yes, state law
3701-33-03(A)	Shall	The license fees specified in paragraph (C) of this rule shall be submitted with the application for the license.	3733.42	Yes, state law	Yes, state law
3701-33-03(A)(1)	Shall	The name and address of the camp owner and operator;	3733.42	Yes, state law	Yes, state law

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3701-33-03(A)(2)	Shall	The address of the camp;	3733.42	Yes, state law	Yes, state law
3701-33-03(A)(3)	Shall	The location of the existing or proposed camp;	3733.42	Yes, state law	Yes, state law
3701-33-03(A)(4)	Shall	Whether the camp was operated during the year preceding the year of application;	3733.42	Yes, state law	Yes, state law
3701-33-03(A)(5)	Shall	Whether the camp is an existing or a new camp. For license purposes, an existing camp is considered new if it has not been licensed for two consecutive years;	3733.42	Yes, state law	Yes, state law
3701-33-03(A)(6)	shall	Whether the camp contains new or substantially altered facilities;	3733.42	Yes, state law	Yes, state law
3701-33-03(A)(7)	shall	Whether plans are enclosed;	3733.42	Yes, state law	Yes, state law
3701-33-03(A)(8)	Shall	The expected date of occupancy;	3733.42	Yes, state law	Yes, state law

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3701-33-03(A)(9)	Shall	The number of housing units;	3733.42	Yes, state law	Yes, state law
3701-33-03(A)(10)	Shall	Number of expected occupants;	3733.42	Yes, state law	Yes, state law
3701-33-03(A)(11)	Shall	A diagram of the camp, including a floor plan for each housing unit;	3733.42	Yes, state law	Yes, state law
3701-33-03(A)(12)	Shall	Any other pertinent information the licensor may require.	3733.42	Yes, state law	Yes, state law
3701-33-03(A)(12)	Require	Any other pertinent information the licensor may require.	3733.42	Yes, state law	Yes, state law
3701-33-03(B)	Shall	Applications postmarked or received after April fourteenth shall be assessed a penalty as authorized by section 3733.43 of the Revised Code.	3733.42	Yes, state law	Yes, state law
3701-33-03(C)	Shall	The licensor of an agricultural labor camp shall charge an annual fee in accordance with section 3733.43 of the Revised Code to be used to enforce sections 3733.41 to 3733.49 of the Revised Code.	3733.42	Yes, state law	Yes, state law

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3701-33-03(C)	Shall	Fees charged by the licensor shall be in accordance with the following:	3733.42	Yes, state law	Yes, state law
3701-33-03(C)(1)	Shall	Applications received on or before April fourteenth, the license fee shall be one hundred fifty dollars, plus twenty dollars for each housing unit in the camp;	3733.42	Yes, state law	Yes, state law
3701-33-03(C)(2)	Shall	Applications received after April fourteenth, the license fee shall be one hundred sixty-six dollars, plus forty two dollars and fifty cents for each housing unit in the camp.	3733.42	Yes, state law	Yes, state law
3701-33-03(D)	Shall	Upon the issuance of an agricultural labor camp license the licensor shall provide at least two copies of the poster relating to the migrant agricultural ombudsperson, as required by section 3733.45 of the Revised Code to the licensee.	3733.42	Yes, state law	Yes, state law
3701-33-03(D)	Shall	The license, printed in english and the native language of the camp occupants, and at least one copy of the ombudsperson poster shall be posted in a conspicuous place within the camp.	3733.42	Yes, state law	Yes, state law
3701-33-03(D)	Shall	The license, printed in english and the native language of the camp occupants, and at least one copy of the ombudsperson poster shall be posted in a conspicuous place within the camp.	3733.42	Yes, state law	Yes, state law
3701-33-03(D)	Shall	The license, printed in english and the native language of the camp occupants, and at least one copy of the ombudsperson poster shall be posted in a conspicuous place within the camp.	3733.42	Yes, state law	Yes, state law

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3701-33-03(E)	Shall	No person shall operate or maintain an agricultural labor camp without a license or in violation of the provisions of rules 3701-33-01 to 3701-33-12 of the Administrative Code and sections 3733.41 to 3733.49 of the Revised Code.	3733.42	Yes, state law	Yes, state law
3701-33-03(E)	Shall	No person shall operate or maintain an agricultural labor camp without a license or in violation of the provisions of rules 3701-33-01 to 3701-33-12 of the Administrative Code and sections 3733.41 to 3733.49 of the Revised Code.	3733.42	Yes, state law	Yes, state law
3701-33-03(E)	Shall	No person shall operate or maintain an agricultural labor camp without a license or in violation of the provisions of rules 3701-33-01 to 3701-33-12 of the Administrative Code and sections 3733.41 to 3733.49 of the Revised Code.	3733.42	Yes, state law	Yes, state law
3701-33-03(E)	Shall	No license shall be issued if any violations of this chapter exist concerning sanitation, drainage or habitability of housing units.	3733.42	Yes, state law	Yes, state law
3701-33-04(A)	Shall	The licensor shall inspect all agricultural labor camps and shall require compliance with sections 3733.41 to 3733.49 of the Revised Code and with this chapter prior to the issuance of a license.	3733.42	Yes, state law	Yes, state law
3701-33-04(A)	Require	The licensor shall inspect all agricultural labor camps and shall require compliance with sections 3733.41 to 3733.49 of the Revised Code and with this chapter prior to the issuance of a license.	3733.42	Yes, state law	Yes, state law
3701-33-04(A)	Shall	The licensor shall inspect all agricultural labor camps and shall require compliance with sections 3733.41 to 3733.49 of the Revised Code and with this chapter prior to the issuance of a license.	3733.42	Yes, state law	Yes, state law

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3701-33-04(A)	Require	The licensor shall inspect all agricultural labor camps and shall require compliance with sections 3733.41 to 3733.49 of the Revised Code and with this chapter prior to the issuance of a license.	3733.42	Yes, state law	Yes, state law
3701-33-04(A)	Shall	Each applicant shall request the pre-license inspection required by section 3733.45 of the Revised Code and this paragraph at least thirty days prior to planned occupancy.	3733.42	Yes, state law	Yes, state law
3701-33-04(A)	Shall	The licensor shall conduct the pre-licensure inspection within ten business days of the request.	3733.42	Yes, state law	Yes, state law
3701-33-04(B)	Shall	In addition to the inspection required by paragraph (A) of this rule, the licensor shall conduct any other inspections that are considered necessary to adequately enforce sections 3733.41 to 3733.49 of the Revised Code and this chapter.	3733.42	Yes, state law	Yes, state law
3701-33-04(B)	Shall	In addition to the inspection required by paragraph (A) of this rule, the licensor shall conduct any other inspections that are considered necessary to adequately enforce sections 3733.41 to 3733.49 of the Revised Code and this chapter.	3733.42	Yes, state law	Yes, state law
3701-33-05(A)(1)	Shall	The water supply for the camp shall be from a public water system which meets the requirements of Chapter 6109. of the Revised Code and the rules adopted thereunder.	3733.42	Yes, state law	Yes, state law
3701-33-05(A)(1)	Shall	The water supply for the camp shall be from a public water system which meets the requirements of Chapter 6109. of the Revised Code and the rules adopted thereunder.	3733.42	Yes, state law	Yes, state law

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3701-33-05(A)(2)	Shall	Within five years of the effective date of this rule, a sufficient supply of water under pressure shall be provided to all housing units in existing camps.	3733.42	Yes, state law	Yes, state law
3701-33-05(A)(2)	Shall	Newly constructed or substantially altered camps, or housing units installed in existing camps after the effective date of this rule, shall be supplied with water under pressure.	3733.42	Yes, state law	Yes, state law
3701-33-05(A)(3)	Shall	Sewage and gray water shall be properly disposed of into a sanitary sewerage system approved by the Ohio environmental protection agency or the local health department, depending on which agency has jurisdiction.	3733.42	Yes, state law	Yes, state law
3701-33-05(A)(4)	Shall	Sewage disposal systems shall be maintained so as not to create a nuisance, health hazard or pollute any waters of the state.	3733.42	Yes, state law	Yes, state law
3701-33-05(A)(4)	Shall	Sewage disposal systems shall be maintained so as not to create a nuisance, health hazard or pollute any waters of the state.	3733.42	Yes, state law	Yes, state law
3701-33-05(A)(4)	Shall	Sewage disposal systems shall be maintained so as not to create a nuisance, health hazard or pollute any waters of the state.	3733.42	Yes, state law	Yes, state law
3701-33-05(A)(5)	Shall	When privies are used they shall be properly vented and maintained.	3733.42	Yes, state law	Yes, state law

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3701-33-05(A)(5)	Shall	When privies are used they shall be properly vented and maintained.	3733.42	Yes, state law	Yes, state law
3701-33-05(A)(6)	Shall	The operator shall provide the licensor with proof of a properly executed contract specifying that each portable chemical toilet holding tank or privy vault will be pumped and cleaned at least once a week or more often, if necessary.	3733.42	Yes, state law	Yes, state law
3701-33-05(A)(6)	Shall	The operator shall provide the licensor with proof of a properly executed contract specifying that each portable chemical toilet holding tank or privy vault will be pumped and cleaned at least once a week or more often, if necessary.	3733.42	Yes, state law	Yes, state law
3701-33-05(A)(6)	Shall	The contents shall be disposed of in a manner and place approved by the Ohio environmental protection agency.	3733.42	Yes, state law	Yes, state law
3701-33-05(A)(6)	Shall	The contents shall be disposed of in a manner and place approved by the Ohio environmental protection agency.	3733.42	Yes, state law	Yes, state law
3701-33-05(B)	Shall	To comply with voluntary standards of habitability, water shall be supplied to all housing units, prior to the requirement in paragraph (A)(2) of this rule, for drinking, dish washing, cooking, handwashing, bathing and toilet facilities. Hot water for dish washing and bathing purposes shall be provided.	3733.42	Yes, state law	Yes, state law
3701-33-05(B)	Shall	To comply with voluntary standards of habitability, water shall be supplied to all housing units, prior to the requirement in paragraph (A)(2) of this rule, for drinking, dish washing, cooking, handwashing, bathing and toilet facilities. Hot water for dish washing and bathing purposes shall be provided.	3733.42	Yes, state law	Yes, state law

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3701-33-05(B)	Shall	To comply with voluntary standards of habitability, water shall be supplied to all housing units, prior to the requirement in paragraph (A)(2) of this rule, for drinking, dish washing, cooking, handwashing, bathing and toilet facilities. Hot water for dish washing and bathing purposes shall be provided.	3733.42	Yes, state law	Yes, state law
3701-33-05(B)	Shall	To comply with voluntary standards of habitability, water shall be supplied to all housing units, prior to the requirement in paragraph (A)(2) of this rule, for drinking, dish washing, cooking, handwashing, bathing and toilet facilities. Hot water for dish washing and bathing purposes shall be provided.	3733.42	Yes, state law	Yes, state law
3701-33-05(B)	Shall	To comply with voluntary standards of habitability, water shall be supplied to all housing units, prior to the requirement in paragraph (A)(2) of this rule, for drinking, dish washing, cooking, handwashing, bathing and toilet facilities. Hot water for dish washing and bathing purposes shall be provided.	3733.42	Yes, state law	Yes, state law
3701-33-05(B)	Shall	To comply with voluntary standards of habitability, water shall be supplied to all housing units, prior to the requirement in paragraph (A)(2) of this rule, for drinking, dish washing, cooking, handwashing, bathing and toilet facilities. Hot water for dish washing and bathing purposes shall be provided.	3733.42	Yes, state law	Yes, state law
3701-33-05(B)	Shall	To comply with voluntary standards of habitability, water shall be supplied to all housing units, prior to the requirement in paragraph (A)(2) of this rule, for drinking, dish washing, cooking, handwashing, bathing and toilet facilities. Hot water for dish washing and bathing purposes shall be provided.	3733.42	Yes, state law	Yes, state law
3701-33-05(B)	Shall	To comply with voluntary standards of habitability, water shall be supplied to all housing units, prior to the requirement in paragraph (A)(2) of this rule, for drinking, dish washing, cooking, handwashing, bathing and toilet facilities. Hot water for dish washing and bathing purposes shall be provided.	3733.42	Yes, state law	Yes, state law

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3701-33-06(A)(1)	Shall	All sites used for camps shall be adequately drained.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(1)	Shall not	They shall not be subject to periodic flooding, nor located within two hundred feet of swamps, standing water, or other surface collections of water that are located on the operator's property.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(1)	Shall not	They shall not be subject to periodic flooding, nor located within two hundred feet of swamps, standing water, or other surface collections of water that are located on the operator's property.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(1)	Shall not	They shall not be subject to periodic flooding, nor located within two hundred feet of swamps, standing water, or other surface collections of water that are located on the operator's property.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(1)	Shall not	They shall not be subject to periodic flooding, nor located within two hundred feet of swamps, standing water, or other surface collections of water that are located on the operator's property.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(1)	Shall	The camp shall be located so the drainage from and through the camp will not endanger any water supply.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(1)	Shall	All sites shall be graded, ditched, and rendered free from depressions in which water may become a nuisance.	3733.42	Yes, state law	Yes, state law

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3701-33-06(A)(1)	Shall	All sites shall be graded, ditched, and rendered free from depressions in which water may become a nuisance.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(1)	Shall	All sites shall be graded, ditched, and rendered free from depressions in which water may become a nuisance.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(2)	Shall not	Housing shall not be subject to, or be in proximity to, conditions that create or are likely to create offensive odors, flies, noise, traffic, or any similar hazards.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(2)	Shall not	Housing shall not be subject to, or be in proximity to, conditions that create or are likely to create offensive odors, flies, noise, traffic, or any similar hazards.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(2)	Shall not	Housing shall not be subject to, or be in proximity to, conditions that create or are likely to create offensive odors, flies, noise, traffic, or any similar hazards.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(2)	Shall not	Housing shall not be subject to, or be in proximity to, conditions that create or are likely to create offensive odors, flies, noise, traffic, or any similar hazards.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(2)	Shall not	Housing shall not be subject to, or be in proximity to, conditions that create or are likely to create offensive odors, flies, noise, traffic, or any similar hazards.	3733.42	Yes, state law	Yes, state law

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3701-33-06(A)(2)	Shall not	Housing shall not be subject to, or be in proximity to, conditions that create or are likely to create offensive odors, flies, noise, traffic, or any similar hazards.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(2)	Shall not	Housing shall not be subject to, or be in proximity to, conditions that create or are likely to create offensive odors, flies, noise, traffic, or any similar hazards.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(2)	Shall not	Housing shall not be subject to, or be in proximity to, conditions that create or are likely to create offensive odors, flies, noise, traffic, or any similar hazards.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(2)	Shall not	Housing shall not be subject to, or be in proximity to, conditions that create or are likely to create offensive odors, flies, noise, traffic, or any similar hazards.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(2)	Shall not	Housing shall not be subject to, or be in proximity to, conditions that create or are likely to create offensive odors, flies, noise, traffic, or any similar hazards.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(3)	Shall	Housing constructed or installed after the effective date of this rule shall be located at least five hundred feet from areas where livestock are housed or kept	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(5)	Shall	Grounds within the camp shall be free from debris, noxious plants (including, but not limited to, poison ivy or poison sumac) and uncontrolled vegetation, such as grass, weeds, or brush.	3733.42	Yes, state law	Yes, state law

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3701-33-06(A)(5)	Shall	Grounds within the camp shall be free from debris, noxious plants (including, but not limited to, poison ivy or poison sumac) and uncontrolled vegetation, such as grass, weeds, or brush.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(5)	Shall	Grounds within the camp shall be free from debris, noxious plants (including, but not limited to, poison ivy or poison sumac) and uncontrolled vegetation, such as grass, weeds, or brush.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(6)	Shall	Any building in a camp that is not structurally sound shall be repaired, sealed shut, razed, or removed.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(7)	Shall	The operator shall set aside or provide suitable recreational space consisting of not less than five per cent of the total camp area or fifteen hundred square feet, whichever is greater.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(8)	Must	Roads, parking areas, and walkways within the camp must be graded and covered with gravel, or with flexible or rigid pavement.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(8)	Must	Roads, parking areas, and walkways within the camp must be graded and covered with gravel, or with flexible or rigid pavement.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(8)	Must	Roads, parking areas, and walkways within the camp must be graded and covered with gravel, or with flexible or rigid pavement.	3733.42	Yes, state law	Yes, state law

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3701-33-06(A)(8)	Must	Roads, parking areas, and walkways within the camp must be graded and covered with gravel, or with flexible or rigid pavement.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(8)	Must	Roads, parking areas, and walkways within the camp must be graded and covered with gravel, or with flexible or rigid pavement.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(8)	Must	Roads, parking areas, and walkways within the camp must be graded and covered with gravel, or with flexible or rigid pavement.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(9)	Shall	Manufactured or mobile homes as defined in section 4501.01 of the Revised Code that are placed in an agricultural labor camp after July 1, 2007, shall meet the installation requirements of the Ohio manufactured homes commission and Chapter 4781. of the Revised Code.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(9)	Require	Manufactured or mobile homes as defined in section 4501.01 of the Revised Code that are placed in an agricultural labor camp after July 1, 2007, shall meet the installation requirements of the Ohio manufactured homes commission and Chapter 4781. of the Revised Code.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(9)	Shall	The operator shall provide written verification that any newly placed manufactured home has been approved in accordance with Chapter 4781. of the Revised Code;	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(10)	Shall	Each building shall be adequate in size for its use and easy to keep clean.	3733.42	Yes, state law	Yes, state law

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3701-33-06(A)(10)	Shall	Every foundation, roof, and exterior wall, door, skylight and window shall be rodent-proof, weathertight and watertight.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(10)	Shall	Each building shall be kept in good repair and sanitary condition.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(10)	Shall	Each exterior door shall be equipped with a working lock.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(11)	Shall	All housing units shall be consecutively numbered	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(11)	Shall	The identifying number of each housing unit shall be placed on the outside of the unit.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(11)	Shall	Numbers at least three inches in height shall be used for identification purposes.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(13)	Shall	The exterior of each building shall be constructed of decay resistant wood, covered with a non-toxic paint or constructed of another non-permeable material.	3733.42	Yes, state law	Yes, state law

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3701-33-06(A)(13)	Shall	The exterior of each building shall be constructed of decay resistant wood, covered with a non-toxic paint or constructed of another non-permeable material.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(14)	Shall	Dwellings shall have floors that are smooth finished, easily cleanable, and impervious to moisture.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(14)	Shall	Dwellings shall have floors that are smooth finished, easily cleanable, and impervious to moisture.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(14)	Shall	Dwellings shall have floors that are smooth finished, easily cleanable, and impervious to moisture.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(14)	Shall	Wood floors shall be constructed at least one foot above grade in all new or substantially altered buildings.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(15)	Shall	The interior walls, ceilings and partitions of each building shall be smooth finished, free of gross imperfections including but not limited to open cracks and holes, and covered with a non-toxic paint or other type of wall covering that is impervious to moisture.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(15)	Shall	The interior walls, ceilings and partitions of each building shall be smooth finished, free of gross imperfections including but not limited to open cracks and holes, and covered with a non-toxic paint or other type of wall covering that is impervious to moisture.	3733.42	Yes, state law	Yes, state law

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3701-33-06(A)(15)	Shall	The interior walls, ceilings and partitions of each building shall be smooth finished, free of gross imperfections including but not limited to open cracks and holes, and covered with a non-toxic paint or other type of wall covering that is impervious to moisture.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(15)	Shall	The interior walls, ceilings and partitions of each building shall be smooth finished, free of gross imperfections including but not limited to open cracks and holes, and covered with a non-toxic paint or other type of wall covering that is impervious to moisture.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(15)	Shall	The interior walls, ceilings and partitions of each building shall be smooth finished, free of gross imperfections including but not limited to open cracks and holes, and covered with a non-toxic paint or other type of wall covering that is impervious to moisture.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(15)	Shall	The interior walls, ceilings and partitions of each building shall be smooth finished, free of gross imperfections including but not limited to open cracks and holes, and covered with a non-toxic paint or other type of wall covering that is impervious to moisture.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(15)	Shall	The interior walls, ceilings and partitions of each building shall be smooth finished, free of gross imperfections including but not limited to open cracks and holes, and covered with a non-toxic paint or other type of wall covering that is impervious to moisture.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(15)	Shall	The interior walls, ceilings and partitions of each building shall be smooth finished, free of gross imperfections including but not limited to open cracks and holes, and covered with a non-toxic paint or other type of wall covering that is impervious to moisture.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(15)	Shall	The interior walls, ceilings and partitions of each building shall be smooth finished, free of gross imperfections including but not limited to open cracks and holes, and covered with a non-toxic paint or other type of wall covering that is impervious to moisture.	3733.42	Yes, state law	Yes, state law

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3701-33-06(A)(16)(a)	Shall	The following space requirements shall be provided in housing units in existence in the camp on or before April 2, 1985: For sleeping purposes only, in family units and in dormitory accommodations using single beds, not less than fifty square feet of floor space per occupant.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(16)(a)	Shall	The following space requirements shall be provided in housing units in existence in the camp on or before April 2, 1985: In a family unit, each child under six years of age shall be provided with not less than twenty-five square feet of floor space.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(16)(b)	Shall	The following space requirements shall be provided in housing units in existence in the camp on or before April 2, 1985: For sleeping purposes in dormitory accommodations using bunk beds only, not less than forty square feet per occupant;	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(16)(c)	Must	The following space requirements shall be provided in housing units in existence in the camp on or before April 2, 1985: In a family unit, each child under six years of age must be provided with not less than thirty square feet of floor space.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(17)(a)	Shall	The following space requirements shall be provided in housing units constructed or installed after April 2, 1985: For sleeping purposes only, not less than fifty square feet of floor space for each occupant whether single beds or bunk beds are used;	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(17)(b)	Shall	The following space requirements shall be provided in housing units constructed or installed after April 2, 1985: For combined cooking, eating and sleeping purposes, not less than one hundred square feet of floor space per occupant.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(18)	Shall	Ceiling height requirements shall be as follows:	3733.42	Yes, state law	Yes, state law

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3701-33-06(A)(18)(a)	Shall	In housing units in existence in the camp on April 2, 1985, at least one half of the floor area in each housing unit shall have a minimum ceiling height of seven feet; however, existing housing units and manufactured homes may be used when the ceiling height is at least six feet, six inches.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(18)(a)	Shall	No floor space shall be counted toward minimum requirements where the ceiling height is less than five feet.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(18)(b)	Shall	Ceiling height requirements shall be as follows: In housing units constructed or installed after April 2, 1985, ceilings shall have a minimum height of seven feet; however, manufactured homes as defined by section 4501.01 of the Revised Code may be used if they meet the requirements of 24 C.F.R. 3280.104(1975) for ceiling height.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(19)	Shall	For ventilation purposes, each habitable room, not including partitioned areas, shall have at least one window or skylight opening directly to the outside.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(19)	Shall	The minimum total window or skylight area, including windows in doors, shall equal at least ten per cent of the usable floor area.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(19)	Shall	However, each habitable room shall have at least one openable window in addition to any windows and doors for that room.	3733.42	Yes, state law	Yes, state law

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3701-33-06(A)(19)	Shall	The total area that can be opened shall equal at least fifty percent of the minimum window or skylight area required, except where comparably adequate ventilation is supplied by some other method.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(20)	Shall	All outside openings shall be protected with tight-fitting screening of not less than sixteen mesh and in good repair	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(20)	Shall	Screen doors shall be equipped with self-closing devices and installed to open outward.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(21)(a)	Shall	All cooking spaces, whether individual or common, shall be provided with the following: Mechanical refrigeration for storage of food at a temperature of not more than forty-one degrees Fahrenheit;	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(21)(b)	Shall	All cooking spaces, whether individual or common, shall be provided with the following: A table and chairs, or equivalent seating and eating arrangements, commensurate with the capacity of the housing unit or units;	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(21)(b)	Shall	All cooking spaces, whether individual or common, shall be provided with the following: A table and chairs, or equivalent seating and eating arrangements, commensurate with the capacity of the housing unit or units;	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(21)(c)	Shall	All cooking spaces, whether individual or common, shall be provided with the following: Adequate lighting and ventilation;	3733.42	Yes, state law	Yes, state law

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3701-33-06(A)(21)(c)	Shall	All cooking spaces, whether individual or common, shall be provided with the following: Adequate lighting and ventilation;	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(21)(d)	Shall	All cooking spaces, whether individual or common, shall be provided with the following: Wall surface adjacent to all food preparation and cooking areas shall be of easily cleanable material that is impervious to moisture	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(21)(d)	Shall	In addition, the wall surface adjacent to cooking areas shall be of fire-resistant material;	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(21)(e)	Shall	Flooring shall be made of easily cleanable materials that are impervious to moisture	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(22)	Shall	Within five years of the effective date of this rule, existing camps shall provide a handwash sink with hot and cold running water in each housing unit.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(22)	Shall	A kitchen sink with hot and cold running water shall be provided in each housing unit in camps newly constructed, substantially altered or installed after the effective date of this rule.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(23)(a)	Shall	When space for cooking is provided for ten or less occupants, that space shall also have the following: A stove with a minimum of two functioning burners; and	3733.42	Yes, state law	Yes, state law

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3701-33-06(A)(23)(b)	Shall	When space for cooking is provided for ten or less occupants, that space shall also have the following: Adequate food storage shelves with a minimum of six square feet of surface area and an adequate counter for food preparation with a minimum of two and one-half square feet of surface area.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(24)	Shall	When space for cooking is provided for more than ten occupants, that space shall also have the following:	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(24)(a)	Shall	When space for cooking is provided for more than ten occupants, that space shall also have the following: A stove with a minimum of two functioning burners; and	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(24)(b)	Shall	When space for cooking is provided for more than ten occupants, that space shall also have the following: Adequate food storage shelves with a minimum of six square feet of surface area and an adequate counter for food preparation with a minimum of two and one-half square feet of surface area.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(25)	Shall	When central dining facilities are provided, the kitchen and dining hall shall be in proper proportion to the capacity of the housing unit or units	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(25)	Shall	When central dining facilities are provided, the kitchen and dining hall shall be in proper proportion to the capacity of the housing unit or units	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(25)	Shall	The operation, equipment, and physical facilities shall be in compliance with Chapter 3717. of the Revised Code and the rules adopted thereunder.	3733.42	Yes, state law	Yes, state law

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3701-33-06(A)(25)	Shall	The operation, equipment, and physical facilities shall be in compliance with Chapter 3717. of the Revised Code and the rules adopted thereunder.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(25)	Shall	The operation, equipment, and physical facilities shall be in compliance with Chapter 3717. of the Revised Code and the rules adopted thereunder.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(25)	Shall	The operation, equipment, and physical facilities shall be in compliance with Chapter 3717. of the Revised Code and the rules adopted thereunder.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(25)	Shall	The operation, equipment, and physical facilities shall be in compliance with Chapter 3717. of the Revised Code and the rules adopted thereunder.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(25)	Shall	The operation, equipment, and physical facilities shall be in compliance with Chapter 3717. of the Revised Code and the rules adopted thereunder.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(26)	Shall	Fuel lines and fuel storage tanks used to supply cooking equipment shall be secured and maintained in a safe condition.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(26)	Shall	Fuel lines and fuel storage tanks used to supply cooking equipment shall be secured and maintained in a safe condition.	3733.42	Yes, state law	Yes, state law

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3701-33-06(A)(26)	Shall	Fuel lines and fuel storage tanks used to supply cooking equipment shall be secured and maintained in a safe condition.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(26)	Shall	Fuel lines and fuel storage tanks used to supply cooking equipment shall be secured and maintained in a safe condition.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(27)	Shall	A bed or bunk with a clean mattress shall be provided for each occupant.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(27)	Shall	Bedframes shall be of sturdy construction.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(27)	Shall	Separate sleeping accommodations shall be provided for each sex, except in a housing unit occupied by a single family.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(28)	Shall	Dwellings used for families shall have a separate room or partitioned sleeping area for the adults when there are children who are six years of age or older present.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(28)	Shall	The partition shall be of rigid materials and may be movable, but must be a minimum of six feet high so as to provide reasonable privacy.	3733.42	Yes, state law	Yes, state law

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3701-33-06(A)(28)	Must	The partition shall be of rigid materials and may be movable, but must be a minimum of six feet high so as to provide reasonable privacy.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(29)	Shall	Triple deck or higher bunks shall be prohibited.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(30)	Shall	Every bed shall be elevated at least twelve inches from the floor to the bottom of the mattress.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(30)	Shall	The clear space between the top of the lower mattress of a bunk bed and bottom of the upper bunk shall be a minimum of twenty-seven inches.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(30)	Shall	The distance from the top of the upper mattress to the ceiling shall be a minimum of twenty-seven inches	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(30)	Shall	Beds shall be spaced at least twenty-four inches laterally or end to end.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(30)	Shall	Bunk beds shall be spaced at least twenty-four inches apart	3733.42	Yes, state law	Yes, state law

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3701-33-06(A)(31)	Shall	All bedding provided by the camp operator shall be clean and sanitary at time of issue.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(31)	Shall	All bedding provided by the camp operator shall be clean and sanitary at time of issue.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(32)	Shall	Adequate and separate arrangements for hanging clothing and storing personal effects shall be provided for each occupant	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(32)	Shall	Adequate and separate arrangements for hanging clothing and storing personal effects shall be provided for each occupant	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(32)	Shall	Adequate and separate arrangements for hanging clothing and storing personal effects shall be provided for each occupant	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(32)	Shall	Adequate and separate arrangements for hanging clothing and storing personal effects shall be provided for each occupant	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(32)	Shall	The minimum storage area for each occupant shall be twelve inches by thirty-six inches extending from the floor to the ceiling, with hooks or a rod for hanging clothes and one shelf twelve inches by thirty-six inches.	3733.42	Yes, state law	Yes, state law

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3701-33-06(A)(32)	Shall	The minimum storage area for each occupant shall be twelve inches by thirty-six inches extending from the floor to the ceiling, with hooks or a rod for hanging clothes and one shelf twelve inches by thirty-six inches.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(32)	Shall	The minimum storage area for each occupant shall be twelve inches by thirty-six inches extending from the floor to the ceiling, with hooks or a rod for hanging clothes and one shelf twelve inches by thirty-six inches.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(33)	Shall	The operator shall ensure that the camp is maintained and is in a clean and sanitary condition shall abate any maintenance problem, nuisance or unsanitary condition that may develop in the camp.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(33)	Shall	The operator shall ensure that the camp is maintained and is in a clean and sanitary condition shall abate any maintenance problem, nuisance or unsanitary condition that may develop in the camp.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(33)	Shall	The operator shall ensure that the camp is maintained and is in a clean and sanitary condition shall abate any maintenance problem, nuisance or unsanitary condition that may develop in the camp.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(33)	Shall	The operator shall ensure that the camp is maintained and is in a clean and sanitary condition shall abate any maintenance problem, nuisance or unsanitary condition that may develop in the camp.	3733.42	Yes, state law	Yes, state law
3701-33-06(A)(33)	Shall	The operator shall ensure that the camp is maintained and is in a clean and sanitary condition shall abate any maintenance problem, nuisance or unsanitary condition that may develop in the camp.	3733.42	Yes, state law	Yes, state law

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3701-33-07(A)(1)	Shall	Toilet facilities shall be constructed, located, and maintained in a sanitary condition so as to prevent any nuisance or public health hazard.	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(1)	Shall	Toilet facilities shall be constructed, located, and maintained in a sanitary condition so as to prevent any nuisance or public health hazard.	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(1)	Shall	Toilet facilities shall be constructed, located, and maintained in a sanitary condition so as to prevent any nuisance or public health hazard.	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(1)	Shall	No toilet, chemical toilet or urinal shall be located in a room used for other than toilet and hygiene purposes.	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(1)	Shall	Toilet facilities shall be located within two hundred feet of each dwelling.	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(1)	Shall not	Privies and portable chemical toilets, approved by the licensor, shall not be located closer than fifty feet to any dwelling or facility where food is prepared or served and shall be located at least one hundred feet from any water supply.	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(1)	Shall	Privies and portable chemical toilets, approved by the licensor, shall not be located closer than fifty feet to any dwelling or facility where food is prepared or served and shall be located at least one hundred feet from any water supply.	3733.42	Yes, state law	Yes, state law

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3701-33-07(A)(2)	Shall	Except in individual family housing units, separate toilet accommodations for men and women shall be provided.	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(2)	Shall	If toilet facilities for men and women are in the same building, they shall be separated by a solid wall from floor to roof or ceiling or a solid wall extending to a minimum height of at least eight feet.	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(2)	Shall	Toilets shall be distinctly marked for "men" and for "women" by signs printed in both English and the native language of the persons occupying the camp or marked with easily understood pictures or symbols.	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(3)	Shall	Toilet facilities for each sex shall be provided with not less than one seat for each fifteen occupants, and a minimum of one toilet for each sex in common use facilities.	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(3)	Shall	Toilet facilities for each sex shall be provided with not less than one seat for each fifteen occupants, and a minimum of one toilet for each sex in common use facilities.	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(4)	Shall	In facilities where there are multiple toilets located in the same room, a curtain or other partition shall be provided around each toilet for privacy.	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(4)	Shall	The partition shall be at least fifty-four inches high and not more than twelve inches off the floor.	3733.42	Yes, state law	Yes, state law

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3701-33-07(A)(5)	Shall	In toilet facilities, constructed or substantially altered after April 2, 1985, urinals shall be provided on the basis of one for each twenty-five male camp occupants.	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(5)	Shall	The flooring under the urinal shall be constructed of impervious materials and extend at least fifteen inches from the outward edge of the urinal to the wall.	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(5)	Shall	The flooring under the urinal shall be constructed of impervious materials and extend at least fifteen inches from the outward edge of the urinal to the wall.	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(6)(a)	Shall	Toilet facilities shall be provided with the following: Lighting at all hours of the day provided by an artificial light source located within the facility, or a combination of artificial light and natural light;	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(6)(b)	Shall	Toilet facilities shall be provided with the following: Ventilation provided by natural or mechanical means;	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(7)(a)	Shall	In addition to the requirements of paragraph (A)(6) of this rule, common use toilet facilities shall be provided with the following: An adequate and accessible supply of toilet tissue with holders;	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(7)(b)	Shall	In addition to the requirements of paragraph (A)(6) of this rule, common use toilet facilities shall be provided with the following: Self-closing doors for all entrances/exits, and sixteen-mesh screening for all outside openings that provide ventilation;	3733.42	Yes, state law	Yes, state law

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3701-33-07(A)(7)(c)	Shall	In addition to the requirements of paragraph (A)(6) of this rule, common use toilet facilities shall be provided with the following: Handwashing facilities equipped with soap and single-use hand towels or mechanical hand dryers.	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(8)	Shall	All toilet facilities shall be located so that no individual is required to pass through a sleeping room, other than his or her own, in order to use the toilet facilities.	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(9)	Shall	Hygiene facilities shall be provided, for use of all occupants	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(9)(a)	Shall	Supply of hot and cold running water;	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(9)(a)	Shall	Supply of hot and cold running water;	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(9)(b)	Shall	Showerheads in a ratio of one for each fifteen occupants;	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(9)(c)	Shall	Showerheads spaced at least three feet apart, with a minimum of nine square feet of floor space for each.	3733.42	Yes, state law	Yes, state law

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3701-33-07(A)(9)(c)	Shall	Showerheads spaced at least three feet apart, with a minimum of nine square feet of floor space for each.	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(9)(d)	Shall	Shower floors constructed of nonskid, impervious materials and sloped to properly constructed floor drains;	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(9)(d)	Shall	Shower floors constructed of nonskid, impervious materials and sloped to properly constructed floor drains;	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(9)(d)	Shall	Shower floors constructed of nonskid, impervious materials and sloped to properly constructed floor drains;	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(9)(e)	Shall	All walls and partitions covered to the height of splash with a smooth and impervious material.	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(9)(e)	Shall	All walls and partitions covered to the height of splash with a smooth and impervious material.	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(9)(e)	Shall	All walls and partitions covered to the height of splash with a smooth and impervious material.	3733.42	Yes, state law	Yes, state law

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3701-33-07(A)(9)(e)	Shall	All walls and partitions covered to the height of splash with a smooth and impervious material.	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(9)(e)	Shall	All junctions of the walls or partitions with the floor shall be coved;	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(9)(f)	Shall	Handwash sinks in a ratio of one for each fifteen occupants;		Yes, state law	Yes, state law
3701-33-07(A)(9)(g)(i)	Shall	In addition to to the requirements (A)(9)(a) to (A)(9)(f) of this rule, all common use facilities shall be provided with the following: Separate shower facilities for each sex.	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(9)(g)(i)	Shall	In addition to to the requirements (A)(9)(a) to (A)(9)(f) of this rule, all common use facilities shall be provided with the following: When shower facilities for both sexes are in the same building they shall be separated by a solid wall extending from the floor to the ceiling or roof, or a solid wall extending to a minimum height of at least eight feet;	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(9)(g)(ii)	Shall	In addition to to the requirements (A)(9)(a) to (A)(9)(f) of this rule, all common use facilities shall be provided with the following: Signs, distinctly identifying the facilities for "men" and "women", printed in both English and the native language of the persons occupying the camp or with easily understood pictures or symbols;	3373.42	Yes, state law	Yes, state law

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3701-33-07(A)(9)(g)(iii)	Shall	In addition to to the requirements (A)(9)(a) to (A)(9)(f) of this rule, all common use facilities shall be provided with the following: Adequate dry dressing space;	3373.42	Yes, state law	Yes, state law
3701-33-07(A)(9)(g)(iv)	Shall	In addition to to the requirements (A)(9)(a) to (A)(9)(f) of this rule, all common use facilities shall be provided with the following: A minimum of one showerhead and one handwash sink for each sex.	3373.42	Yes, state law	Yes, state law
3701-33-07(A)(9)(h)(i)	Shall	In addition to paragraphs (A)(9)(a), (A)(9)(c), (A)(9)(d), (A)(9)(e), and (A)(9)(g)(i) to (A)(9)(g)(iii), camps established or substantially altered after April 2, 1985, shall be provided with the following: Showerheads in the ratio of one for ten occupants and a minimum of one for each sex in common use facilities;	3373.42	Yes, state law	Yes, state law
3701-33-07(A)(9)(h)(ii)	Shall	In addition to paragraphs (A)(9)(a), (A)(9)(c), (A)(9)(d), (A)(9)(e), and (A)(9)(g)(i) to (A)(9)(g)(iii), camps established or substantially altered after April 2, 1985, shall be provided with the following: One handwash sink for each housing unit or for each six occupants with and a minimum of one for each sex in a common use facility.	3373.42	Yes, state law	Yes, state law
3701-33-07(A)(10)	Shall	Hygiene facilities shall be maintained in a clean and sanitary condition and located in a building within two hundred feet of each housing unit.	3733.42	Yes, state law	Yes, state law
3701-33-07(A)(10)	Shall	Hygiene facilities shall be maintained in a clean and sanitary condition and located in a building within two hundred feet of each housing unit.	3733.42	Yes, state law	Yes, state law

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3701-33-07(A)(10)	Shall	Hygiene facilities shall be maintained in a clean and sanitary condition and located in a building within two hundred feet of each housing unit.	3733.42	Yes, state law	Yes, state law
3701-33-07(B)(1)	Shall	There shall be one handwash sink and one shower with a supply of hot and cold water under pressure in each individual housing unit;	3733.42	Yes, state law	Yes, state law
3701-33-07(B)(1)	Shall	There shall be one handwash sink and one shower with a supply of hot and cold water under pressure in each individual housing unit;	3733.42	Yes, state law	Yes, state law
3701-33-07(B)(2)	Shall	There shall be one showerhead for each ten occupants and one handwash sink for each six occupants, with a minimum of one shower and one lavatory for each sex in common use facilities.	3733.42	Yes, state law	Yes, state law
3701-33-07(B)(2)	Shall	There shall be one showerhead for each ten occupants and one handwash sink for each six occupants, with a minimum of one shower and one lavatory for each sex in common use facilities.	3733.42	Yes, state law	Yes, state law
3701-33-07(B)(2)	Shall	There shall be one showerhead for each ten occupants and one handwash sink for each six occupants, with a minimum of one shower and one lavatory for each sex in common use facilities.	3733.42	Yes, state law	Yes, state law
3701-33-07(B)(2)	Shall	There shall be one showerhead for each ten occupants and one handwash sink for each six occupants, with a minimum of one shower and one lavatory for each sex in common use facilities.	3733.42	Yes, state law	Yes, state law

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3701-33-07(B)(2)	Shall	The showers and handwash sinks shall have a supply of hot and cold water under pressure;	3733.42	Yes, state law	Yes, state law
3701-33-07(B)(2)	Shall	The showers and handwash sinks shall have a supply of hot and cold water under pressure;	3733.42	Yes, state law	Yes, state law
3701-33-07(B)(3)	Shall	All toilet facilities shall be water flush;	3733.42	Yes, state law	Yes, state law
3701-33-07(B)(4)	Shall	Where multiple toilets are provided there shall be rigid partitions between each toilet to provide reasonable privacy.	3733.42	Yes, state law	Yes, state law
3701-33-07(B)(4)	Shall	The partitions shall be at least fifty-four inches high and be no more than twelve inches off of the floor.	3733.42	Yes, state law	Yes, state law
3701-33-07(B)(4)	Shall	The partitions shall be at least fifty-four inches high and be no more than twelve inches off of the floor.	3733.42	Yes, state law	Yes, state law
3701-33-08(A)(1)(a)	Shall	Laundry facilities for the use of all occupants shall be provided with the following: A supply of hot and cold running water;	3733.42	Yes, state law	Yes, state law

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3701-33-08(A)(1)(a)	Shall	Laundry facilities for the use of all occupants shall be provided with the following: A supply of hot and cold running water;	3733.42	Yes, state law	Yes, state law
3701-33-08(A)(1)(b)	Shall	Laundry facilities for the use of all occupants shall be provided with the following: A roof over the laundry area;	3733.42	Yes, state law	Yes, state law
3701-33-08(A)(1)(c)	Shall	Laundry facilities for the use of all occupants shall be provided with the following: Floors constructed of impervious materials and sloped to a floor drain;	3733.42	Yes, state law	Yes, state law
3701-33-08(A)(1)(c)	Shall	Laundry facilities for the use of all occupants shall be provided with the following: Floors constructed of impervious materials and sloped to a floor drain;	3733.42	Yes, state law	Yes, state law
3701-33-08(A)(1)(d)	Shall	Laundry facilities for the use of all occupants shall be provided with the following: Laundry tubs in the ratio of one per twenty-five occupants. Mechanical washers may be provided in lieu of laundry tubs, in the ratio of one per fifty occupants. Although, a minimum of one laundry tub shall be provided in addition to the mechanical washers; and	3733.42	Yes, state law	Yes, state law
3701-33-08(A)(1)(d)	Shall	Laundry facilities for the use of all occupants shall be provided with the following: Laundry tubs in the ratio of one per twenty-five occupants. Mechanical washers may be provided in lieu of laundry tubs, in the ratio of one per fifty occupants. Although, a minimum of one laundry tub shall be provided in addition to the mechanical washers; and	3733.42	Yes, state law	Yes, state law

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3701-33-08(A)(1)(e)	Shall	Laundry facilities for the use of all occupants shall be provided with the following:Facilities for drying clothes.	3733.42	Yes, state law	Yes, state law
3701-33-08(A)(2)	Shall	In camps constructed or substantially altered after April 2, 1985, laundry facilities shall be located in a building with a floor that is constructed of impervious materials and sloped to a floor drain.	3733.42	Yes, state law	Yes, state law
3701-33-08(A)(2)	Shall	In camps constructed or substantially altered after April 2, 1985, laundry facilities shall be located in a building with a floor that is constructed of impervious materials and sloped to a floor drain.	3733.42	Yes, state law	Yes, state law
3701-33-08(B)(1)	Shall	Mechanical washers shall be provided in the ratio of one per twenty five occupants;	3733.42	Yes, state law	Yes, state law
3701-33-08(B)(2)	Shall	Laundry facilities shall be located in a building with a floor that is constructed of impervious materials and is sloped to a floor drain.	3733.42	Yes, state law	Yes, state law
3701-33-08(B)(2)	Shall	Laundry facilities shall be located in a building with a floor that is constructed of impervious materials and is sloped to a floor drain.	3733.42	Yes, state law	Yes, state law
3701-33-09(A)	Shall	All housing units and service rooms that are occupied before June first or after August thirty-first shall be provided with properly installed heating equipment capable of maintaining a temperature of at least seventy degrees Fahrenheit.	3733.42	Yes, state law	Yes, state law

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3701-33-09(A)	Shall	All housing units and service rooms that are occupied before June first or after August thirty-first shall be provided with properly installed heating equipment capable of maintaining a temperature of at least seventy degrees Fahrenheit.	3733.42	Yes, state law	Yes, state law
3701-33-09(B)	Must	Only portable electric heaters equipped with automatic shut-off switches may be substituted but must be physically present either in the housing units or in a storage building on the camp premises that is accessible to the camp occupants at all times.	3733.42	Yes, state law	Yes, state law
3701-33-09(C)	Shall	Any source of heat utilizing combustible fuel, shall be installed and vented directly to the outside atmosphere in such a manner as to prevent fire hazards, reentrainment of exhaust, and a dangerous concentration of gases.	3733.42	Yes, state law	Yes, state law
3701-33-09(C)	Shall	Any source of heat utilizing combustible fuel, shall be installed and vented directly to the outside atmosphere in such a manner as to prevent fire hazards, reentrainment of exhaust, and a dangerous concentration of gases.	3733.42	Yes, state law	Yes, state law
3701-33-09(C)	Shall	If a stove burning a solid or liquid fuel is used in a room with wooden or other combustible flooring, there shall be a concrete slab, insulated metal sheet, or other fire resistant material on the floor under each such stove extending at least eighteen inches beyond the perimeter of the base of the stove or according to manufacturer's specifications.	3733.42	Yes, state law	Yes, state law
3701-33-09(D)(1)	Shall	The minimum distances between combustible materials, including walls and ceilings, and heating devices shall be as follows: Thirty-six inches for radiant type heating devices burning a solid or liquid fuel;	3733.42	Yes, state law	Yes, state law

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3701-33-09(D)(2)	Shall	The minimum distances between combustible materials, including walls and ceilings, and heating devices shall be as follows: Eighteen inches for circulating type heating devices burning a solid or liquid fuel;	3733.42	Yes, state law	Yes, state law
3701-33-09(D)(3)	Shall	The minimum distances between combustible materials, including walls and ceilings, and heating devices shall be as follows: Six inches from the rear and sides of a circulating type gas space heating device	3733.42	Yes, state law	Yes, state law
3701-33-09(E)	Shall	A vented, fire resistant collar shall be installed around a stovepipe or exhaust vent passing through a wall, ceiling, floor, or roof unless otherwise specified by the manufacturer.	3733.42	Yes, state law	Yes, state law
3701-33-09(F)	Shall	When a heating system has automatic controls, the controls shall be of a type which cut off the fuel supply upon the failure or interruption of the flame or ignition, or whenever a predetermined safe temperature or pressure is exceeded.	3733.42	Yes, state law	Yes, state law
3701-33-09(G)	Shall	Fuel lines and fuel storage tanks used to supply heating equipment shall be secured and maintained in a safe condition.	3733.42	Yes, state law	Yes, state law
3701-33-09(G)	Shall	Fuel lines and fuel storage tanks used to supply heating equipment shall be secured and maintained in a safe condition.	3733.42	Yes, state law	Yes, state law
3701-33-10(A)(1)	Shall	All housing units shall be provided with electric service.	3733.42	Yes, state law	Yes, state law

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3701-33-10(A)(2)	Shall	All common use rooms and areas including, but not limited to, laundry rooms, toilets, privies, hallways, and stairways, in existence in the camp on April 2, 1985, shall contain a ceiling or wall-type light fixture that will adequately light the area.	3733.42	Yes, state law	Yes, state law
3701-33-10(A)(2)	Shall	At least two separate wall-type electrical outlets, or one such electrical outlet and one supplied ceiling-type electric light fixture, shall be provided in each habitable room in existence in the camp on April 2, 1985.	3733.42	Yes, state law	Yes, state law
3701-33-10(A)(3)	Shall	All habitable rooms created or substantially altered in the camp after April 2, 1985, shall be provided with a wall-type electrical outlet so that no point along the floor line in any wall space is more than six feet, measured horizontally, from an outlet in that space, including any wall space two or more feet in width.	3733.42	Yes, state law	Yes, state law
3701-33-10(A)(3)	Shall	Each wall space two or more feet wide shall be treated separately from other wall spaces in the room for purposes of this paragraph.	3733.42	Yes, state law	Yes, state law
3701-33-10(A)(3)	Shall	Each habitable room shall contain at least one ceiling or wall-type light fixture.	3733.42	Yes, state law	Yes, state law
3701-33-10(A)(4)	Shall	A minimum of three-tenths-foot candle of artificial lighting shall be provided for the yard area and pathways to common use facilities.	3733.42	Yes, state law	Yes, state law
3701-33-10(A)(4)	Shall	A minimum of three-tenths-foot candle of artificial lighting shall be provided for the yard area and pathways to common use facilities.	3733.42	Yes, state law	Yes, state law

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3701-33-10(A)(5)	Shall	All wiring and lighting fixtures shall be installed and maintained in a safe condition.	3733.42	Yes, state law	Yes, state law
3701-33-10(A)(5)	Shall	All wiring and lighting fixtures shall be installed and maintained in a safe condition.	3733.42	Yes, state law	Yes, state law
3701-33-10(A)(5)	Shall	All wiring and lighting fixtures shall be installed and maintained in a safe condition.	3733.42	Yes, state law	Yes, state law
3701-33-10(A)(5)	Shall	All wiring and lighting fixtures shall be installed and maintained in a safe condition.	3733.42	Yes, state law	Yes, state law
3701-33-10(A)(5)	Shall	It shall be the responsibility of the agricultural labor camp operator to provide written verification from a licensed contractor that any newly installed or repaired electrical work is safe.	3733.42	Yes, state law	Yes, state law
3701-33-10(A)(6)	Shall	All electrical systems created as a result of new construction or substantially altering a camp after April 2, 1985 shall be installed and maintained in accordance with the "national electrical code" or local electrical codes for one, two, or three family dwelling units.	3733.42	Yes, state law	Yes, state law
3701-33-10(A)(6)	Shall	All electrical systems created as a result of new construction or substantially altering a camp after April 2, 1985 shall be installed and maintained in accordance with the "national electrical code" or local electrical codes for one, two, or three family dwelling units.	3733.42	Yes, state law	Yes, state law

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3701-33-10(B)	Shall	All existing electrical systems in the camp on April 2, 1985, shall be maintained in accordance with the "national electrical code" or local codes. The agricultural labor camp operator shall present acceptable evidence that the existing electrical system is in compliance with applicable provisions of the "national electrical code" or local codes for one, two, or three family dwelling units.	3733.42	Yes, state law	Yes, state law
3701-33-10(B)	Shall	All existing electrical systems in the camp on April 2, 1985, shall be maintained in accordance with the "national electrical code" or local codes. The agricultural labor camp operator shall present acceptable evidence that the existing electrical system is in compliance with applicable provisions of the "national electrical code" or local codes for one, two, or three family dwelling units.	3733.42	Yes, state law	Yes, state law
3701-33-11(A)	Shall	Individual solid waste containers shall be provided for each housing unit.	3733.42	Yes, state law	Yes, state law
3701-33-11(A)	Shall	These containers shall have a minimum capacity of thirty-two gallons containers shall be durable, rust resistant, impervious to moisture, watertight, easily cleanable and covered with a tight fitting lid to prevent the entrance of rats and other pests.	3733.42	Yes, state law	Yes, state law
3701-33-11(A)	Shall	These containers shall have a minimum capacity of thirty-two gallons containers shall be durable, rust resistant, impervious to moisture, watertight, easily cleanable and covered with a tight fitting lid to prevent the entrance of rats and other pests.	3733.42	Yes, state law	Yes, state law
3701-33-11(A)	Shall	These containers shall have a minimum capacity of thirty-two gallons containers shall be durable, rust resistant, impervious to moisture, watertight, easily cleanable and covered with a tight fitting lid to prevent the entrance of rats and other pests.	3733.42	Yes, state law	Yes, state law

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3701-33-11(A)	Shall	These containers shall have a minimum capacity of thirty-two gallons containers shall be durable, rust resistant, impervious to moisture, watertight, easily cleanable and covered with a tight fitting lid to prevent the entrance of rats and other pests.	3733.42	Yes, state law	Yes, state law
3701-33-11(A)	Shall	These containers shall have a minimum capacity of thirty-two gallons containers shall be durable, rust resistant, impervious to moisture, watertight, easily cleanable and covered with a tight fitting lid to prevent the entrance of rats and other pests.	3733.42	Yes, state law	Yes, state law
3701-33-11(A)	Shall	These containers shall have a minimum capacity of thirty-two gallons containers shall be durable, rust resistant, impervious to moisture, watertight, easily cleanable and covered with a tight fitting lid to prevent the entrance of rats and other pests.	3733.42	Yes, state law	Yes, state law
3701-33-11(A)	Shall	These containers shall have a minimum capacity of thirty-two gallons containers shall be durable, rust resistant, impervious to moisture, watertight, easily cleanable and covered with a tight fitting lid to prevent the entrance of rats and other pests.	3733.42	Yes, state law	Yes, state law
3701-33-11(B)	Shall	Bulk-type solid waste containers, which may be substituted for individual solid waste containers, shall be located within one hundred feet of any dwelling and emptied at least weekly.	3733.42	Yes, state law	Yes, state law
3701-33-11(B)	Shall	Bulk-type solid waste containers, which may be substituted for individual solid waste containers, shall be located within one hundred feet of any dwelling and emptied at least weekly.	3733.42	Yes, state law	Yes, state law
3701-33-11(C)	Shall	Bulk items or construction and demolition materials shall be disposed of in accordance with section 3734.05 of the Revised Code and the rules adopted thereunder.	3733.42	Yes, state law	Yes, state law

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3701-33-11(C)	Shall	Bulk items or construction and demolition materials shall be disposed of in accordance with section 3734.05 of the Revised Code and the rules adopted thereunder.	3733.42	Yes, state law	Yes, state law
3701-33-12(A)	Shall	All buildings and storage areas shall be constructed and maintained in such a manner as to minimize the entrance of insects, rodents or other pests.	3733.42	Yes, state law	Yes, state law
3701-33-12(A)	Shall	All buildings and storage areas shall be constructed and maintained in such a manner as to minimize the entrance of insects, rodents or other pests.	3733.42	Yes, state law	Yes, state law
3701-33-12(A)	Shall	All buildings and storage areas shall be constructed and maintained in such a manner as to minimize the entrance of insects, rodents or other pests.	3733.42	Yes, state law	Yes, state law
3701-33-12(A)	Shall	All buildings and storage areas shall be constructed and maintained in such a manner as to minimize the entrance of insects, rodents or other pests.	3733.42	Yes, state law	Yes, state law
3701-33-12(A)	Shall	This shall include, but not be limited to, screening or closure of all openings to permanent buildings, elimination of harborages, or use of chemical control by trained personnel.	3733.42	Yes, state law	Yes, state law
3701-33-12(B)	Shall	Pest control measures shall be employed by the operator whenever an insect, rodent or other pest nuisance exists.	3733.42	Yes, state law	Yes, state law

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3701-33-13(A)(1)	Shall	In housing units for use by less than ten occupants of one-story construction, two means of escape remotely separated from each other shall be provided.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(1)	Shall	If the second means of escape is screened, the screen shall open readily.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(1)	Shall	This small door or panel shall be clearly marked "Fire Exit" in both English and the native language of the camp occupants or easily understood pictures or symbols.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(1)	Shall	This small door or panel shall be clearly marked "Fire Exit" in both English and the native language of the camp occupants or easily understood pictures or symbols.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(2)	Shall	All sleeping quarters intended for use by ten or more occupants, central dining facilities, and common assembly rooms shall have at least two doors remotely separated so as to provide alternate means of escape to the outside or to an interior hall that leads directly to an approved exit.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(3)	Shall	Sleeping quarters and common assembly rooms on the second story shall have an interior stairway and a permanent, affixed exterior ladder or a second interior or exterior stairway.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(3)	Shall	Sleeping quarters and common assembly rooms on the second story shall have an interior stairway and a permanent, affixed exterior ladder or a second interior or exterior stairway.	3733.42	Yes, state law	Yes, state law

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3701-33-13(A)(3)	Shall	Sleeping quarters and common assembly rooms on the second story shall have an interior stairway and a permanent, affixed exterior ladder or a second interior or exterior stairway.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(3)	Shall	Sleeping quarters and common assembly rooms on the second story shall have an interior stairway and a permanent, affixed exterior ladder or a second interior or exterior stairway.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(3)	Shall	These two means of egress shall be remotely separated from each other.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(4)	Shall not	Sleeping and common assembly rooms located above the second story shall not be used if they are disapproved by a state or local fire or building department having jurisdiction.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(4)	Shall not	Sleeping and common assembly rooms located above the second story shall not be used if they are disapproved by a state or local fire or building department having jurisdiction.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(5)	Shall	Each housing unit shall be equipped with at least one ceiling-mounted or wall-mounted smoke alarm that shall be maintained in working condition at the time of occupancy.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(5)	Shall	Each housing unit shall be equipped with at least one ceiling-mounted or wall-mounted smoke alarm that shall be maintained in working condition at the time of occupancy.	3733.42	Yes, state law	Yes, state law

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3701-33-13(A)(5)	Shall	The smoke alarm shall be repaired or replaced as needed.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(6)	Shall	A dry chemical, multi-purpose 4A 60 BC or equivalent pressure type fire extinguisher in good working order shall be provided and located not more than seventy-five feet from each dwelling.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(6)	Shall	A dry chemical, multi-purpose 4A 60 BC or equivalent pressure type fire extinguisher in good working order shall be provided and located not more than seventy-five feet from each dwelling.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(6)	Shall	All fire extinguishers shall be equipped with written instructions or pictures for appropriate operation.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(7)	Shall	A first-aid kit shall be provided and readily accessible for use at all times.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(7)	Shall	A first-aid kit shall be provided and readily accessible for use at all times.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(7)	Shall	The first aid kit shall consist of unused disposable gloves and a sufficient supply of materials to stop bleeding, and to clean and cover minor cuts and abrasions.	3733.42	Yes, state law	Yes, state law

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3701-33-13(A)(7)	Shall	The first aid kit shall consist of unused disposable gloves and a sufficient supply of materials to stop bleeding, and to clean and cover minor cuts and abrasions.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(7)	Shall	The first aid kit shall consist of unused disposable gloves and a sufficient supply of materials to stop bleeding, and to clean and cover minor cuts and abrasions.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(7)	Shall	The first aid kit shall consist of unused disposable gloves and a sufficient supply of materials to stop bleeding, and to clean and cover minor cuts and abrasions.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(8)	Shall	The camp operator shall post the current agricultural labor camp license and the current migrant agricultural ombudsman poster in a conspicuous place.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(8)	Shall	The camp operator shall post the current agricultural labor camp license and the current migrant agricultural ombudsman poster in a conspicuous place.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(8)	Shall	A sign shall also be posted, in English and the native language of the camp occupants, listing the telephone numbers for emergency services, including but not limited to police, sheriff, fire or rescue unit, and address of the camp.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(8)	Shall	A sign shall also be posted, in English and the native language of the camp occupants, listing the telephone numbers for emergency services, including but not limited to police, sheriff, fire or rescue unit, and address of the camp.	3733.42	Yes, state law	Yes, state law

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3701-33-13(A)(9)	Shall	No flammable or volatile liquids or materials shall be stored in or adjacent to a habitable room, except for those needed for current household use.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(9)	Shall	No flammable or volatile liquids or materials shall be stored in or adjacent to a habitable room, except for those needed for current household use.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(9)	Shall	No flammable or volatile liquids or materials shall be stored in or adjacent to a habitable room, except for those needed for current household use.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(9)	Shall	No flammable or volatile liquids or materials shall be stored in or adjacent to a habitable room, except for those needed for current household use.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(10)	Shall not	Agricultural pesticides and toxic chemicals shall not be stored or mixed in the camp.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(10)	Shall not	Agricultural pesticides and toxic chemicals shall not be stored or mixed in the camp.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(10)	Shall not	Agricultural pesticides and toxic chemicals shall not be stored or mixed in the camp.	3733.42	Yes, state law	Yes, state law

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3701-33-13(A)(10)	Shall not	Agricultural pesticides and toxic chemicals shall not be stored or mixed in the camp.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(11)	Shall	The camp operator shall immediately report to the health commissioner of the health district in which the camp is located, any communicable disease or suspected foodborne disease outbreaks.	3733.42	Yes, state law	Yes, state law
3701-33-13(A)(11)	Shall	The camp operator shall immediately report to the health commissioner of the health district in which the camp is located, any communicable disease or suspected foodborne disease outbreaks.	3733.42	Yes, state law	Yes, state law
3701-33-13(B)(1)	Shall	An operable phone for emergency calls, shall be located in the camp for the occupants use.	3733.42	Yes, state law	Yes, state law
3701-33-13(B)(2)	Shall	In housing units where combustible fuel is used to heat or cook, a carbon monoxide alarm shall be installed and maintained in working condition.	3733.42	Yes, state law	Yes, state law
3701-33-13(B)(2)	Shall	In housing units where combustible fuel is used to heat or cook, a carbon monoxide alarm shall be installed and maintained in working condition.	3733.42	Yes, state law	Yes, state law
3701-33-13(B)(2)	Shall	The carbon monoxide alarm shall be repaired or replaced as needed.	3733.42	Yes, state law	Yes, state law

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3701-33-13(B)(3)	Shall	Each housing unit shall be equipped with smoke alarms in each sleeping room.	3733.42	Yes, state law	Yes, state law
3701-33-13(B)(3)	Shall	All smoke alarms shall be interconnected and hard-wired to the housing unit's electrical current.	3733.42	Yes, state law	Yes, state law
3701-33-13(B)(3)	Shall	All smoke alarms shall be interconnected and hard-wired to the housing unit's electrical current.	3733.42	Yes, state law	Yes, state law
3701-36-03(A)	Must	(A) Each health district must meet the minimum standards to receive any state subsidy funds.	3701.342	Yes, state law	Yes, state law
3701-36-03(B)(5)	Shall	The health commissioner shall personally attend one of these conferences and....	3701.342	Yes, state law	Yes, state law
3701-36-03(B)(5)	Shall	...the medical director of a health district with a non-physician health commissioner shall attend at least one session of one of the conferences.	3701.342	Yes, state law	Yes, state law
3701-36-03(B)(5)	Shall	The director shall review reasons for failure to comply with this paragraph and may grant an excuse when good cause for the absence has been documented;	3701.342	Yes, state law	Yes, state law

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3701-36-03(B)(8)	Shall	Each continuing education credit shall pertain to one or more of the following topics: ethics, public health principles, and a member's responsibilities.	3701.342	Yes, state law	Yes, state law
3701-36-03(B)(8)(b)	Shall	Continuing education credits shall be reported as follows	3701.342	Yes, state law	Yes, state law
3701-36-03(B)(8)(b)(ii)	Shall	The health commissioner of each district shall keep all board of health members' continuing education credit records containing the date, topic, number of credits earned, location and presenter's name or copies of certificates of continuing education credits earned for the purpose of license renewal or certification by a licensed health professional serving on the board of health.	3701.342	Yes, state law	Yes, state law
3701-36-04(A)	Shall	Each local health department shall provide programs in such a manner as to protect and promote the public's health for the communities each board of health serves.	3701.342	Yes, state law	Yes, state law
3701-36-04(B)	Shall	Each local health department shall complete and submit the report prescribed in paragraph (A)(2) of rule 3701-36-03 of the Administrative Code to demonstrate compliance with paragraph (A) of this rule.	3701.342	Yes, state law	Yes, state law
3701-36-05(A)	Shall	General and city health districts shall collect and report public health quality indicator information as categorized and defined in paragraph (B) of this rule.	3701.342	Yes, state law	Yes, state law

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3701-36-05(A)	Shall	The information shall be submitted to the director on an annual basis in an approved format.	3701.342	Yes, state law	Yes, state law
3701-36-05(A)	Shall	The director shall not require general and city health districts to report information for public health quality indicators if such indicators have previously been reported to the director.	3701.342	Yes, state law	Yes, state law
3701-36-05(B)	Shall	For purposes of this rule information regarding the following public health quality indicators and associated measurements shall be collected pursuant to paragraph (A) of this rule:	3701.342	Yes, state law	Yes, state law
3701-36-05(C)	Shall	The director shall provide access to public health quality indicator information on a designated website for each general and city health district.		Yes, state law	Yes, state law
3701-36-05(C)	Shall	The director shall issue on the department website an annual report providing a summary of the public health quality indicator information to payers, providers, general and city health districts and public health professionals.		Yes, state law	Yes, state law
3701-36-10(A)	Shall	No health district shall be eligible for or be paid a state subsidy unless:	3701.342	Yes, state law	Yes, state law
3701-36-10(B)	Shall	Each health district meeting the improvement minimum standards and which is otherwise eligible for a state subsidy shall be paid the subsidy to be computed as follows:	3701.342	Yes, state law	Yes, state law

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3701-36-10(B)(2)	Must	In addition to compliance with one or more of the optimal achievable standards, a health district must comply with all minimum standards to qualify for an additional subsidy.	3701.342	Yes, state law	Yes, state law
3701-36-11(A)	Shall	To apply for state subsidy payments under section 3709.32 of the Revised Code and this chapter of the Administrative Code, the president of each board of health and the health commissioner of each local health department shall submit to the director on forms provided by the director and....	3701.342	Yes, state law	Yes, state law
3701-36-11(A)	Shall	...shall be submitted no later than the first day of March of each year, the following:	3701.342	Yes, state law	Yes, state law
3701-36-11(A)(1)	Shall	The application shall include a certification of the extent of the local health department's compliance with the improvement standards established by rules 3701-36-03 and 3701-36- 04 of the Administrative Code;	3701.342	Yes, state law	Yes, state law
3701-36-11(B)	Shall	The president of each board of health providing health services in one or more health districts and the chief executive officer of each local health department providing services in one or more health districts shall, on or before the first day of March of each year, submit to the director on forms provided by the director an annual financial report for the preceding calendar year, describing amounts expended which qualify for state health district subsidy funds under section 3701.342 of the Revised Code and this chapter of the Administrative Code.	3701.342	Yes, state law	Yes, state law
3701-36-12(A)	Shall	Such an evaluation shall be conducted as follows:	3701.342	Yes, state law	Yes, state law

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3701-36-12(A)(1)	Shall	The director shall select at least one review team to conduct evaluations of compliance....	3701.342	Yes, state law	Yes, state law
3701-36-12(A)(1)	Shall	...who shall serve as coordinator for the team.	3701.342	Yes, state law	Yes, state law
3701-36-12(A)(1)	Shall	The review team shall perform an on-site visit to the local health department and may observe any activities and examine any records of the local health department;	3701.342	Yes, state law	Yes, state law
3701-36-12(A)(2)	Shall	A local health department shall not refuse a review visit, fail to provide team members access to records, or otherwise interfere with the evaluation.	3701.342	Yes, state law	Yes, state law
3701-36-12(A)(3)	Shall	Within sixty days after the coordinator has received the reviewers' written reports of the on-site evaluation the director shall notify the local health department of a proposed determination as to the extent of the local health department's compliance with minimum and optimal achievable standards and of the right to an informal hearing under rule 3701-36-13 of the Administrative Code.	3701.342	Yes, state law	Yes, state law
3701-36-12(A)(3)	Shall	The proposed determination shall become final if an informal hearing is not requested within the time specified by paragraph (A) of rule 3701-36-13 of the Administrative Code.	3701.342	Yes, state law	Yes, state law

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3701-36-12(A)(3)	Shall	If the hearing request is timely, the director shall issue a final determination in accordance with paragraph (B) of rule 3701-36-13 of the Administrative Code.	3701.342	Yes, state law	Yes, state law
3701-36-12(B)	Shall not	The director shall not pay state subsidy to a local health department after the date a final determination that the local health department does not comply with one or more minimum standards is issued.	3701.342	Yes, state law	Yes, state law
3701-36-12(B)	Shall not	For six months after the date the director issues a final determination that a local health department does not comply with minimum standards, the local health department shall not reapply for and shall not be paid state subsidy.	3701.342	Yes, state law	Yes, state law
3701-36-12(B)	Shall	Payments shall resume after the local health department is determined to have achieved compliance with the relevant standards.	3701.342	Yes, state law	Yes, state law
3701-36-12(B)	Shall	The director shall not pay state subsidy to a local health district for an optimal achievable standard after the date a final determination that the local health department does not comply with the standard is issued.	3701.342	Yes, state law	Yes, state law
3701-36-13(A)	Shall	A local health department shall be afforded an informal hearing concerning the director's proposed determination of the extent of the local health department's compliance with minimum and optimal achievable standards issued under paragraph (A)(3) of rule 3701-36-12 of the Administrative Code if a written request for the hearing is received by the director no later than fifteen days after the date of mailing of the proposed determination.	3701.342	Yes, state law	Yes, state law

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3701-36-13(B)	Shall	The informal hearing shall be conducted before the director or the director's authorized representative no later than thirty days after the director's receipt of the request.	3701.342	Yes, state law	Yes, state law
3701-36-13(B)	Shall	The director shall issue a written final determination of the extent of the local health department's compliance no later than thirty days after the conclusion of the informal hearing.	3701.342	Yes, state law	Yes, state law
3701-36-14(A)	Shall	The city or general health district shall utilize the cost methodology specified in this rule to calculate costs of providing services specified in sections 3701.344, 3711.10, 3729.07, 3730.03, 3733.04, 3733.25 and 3749.04 of the Revised Code to the extent that section 3717.07 of the Revised Code does not require the use of a different methodology for calculation of costs of providing services.	3701.344, 3729.07, 3730.03, 3733.04, 3733.25, 3749.04	Yes, state law	Yes, state law
3701-36-14(B)	Shall	The actual cost to a city or general health district of providing services specified in sections 3701.344, 3711.10, 3729.07, 3730.03, 3733.04, and 3749.04 of the Revised Code shall be calculated through utilization of the following data from its previous fiscal year.	3701.344, 3729.07, 3730.03, 3733.04, 3733.25, 3749.04	Yes, state law	Yes, state law
3701-36-14(B)	Shall	Such costs shall not include any costs which are otherwise recovered by grant, contract or declared match support for any grant or contract.	3701.344, 3729.07, 3730.03, 3733.04, 3733.25, 3749.04	Yes, state law	Yes, state law
3701-36-14(B)(8)(c)	Shall	The wages or salaries and fringe benefits of employees attributable to each program shall be determined by multiplying the amounts determined for each employee under paragraphs (B)(4) and (B)(5) of this rule by the percentage for all employees determined under paragraph (B)(3) of this rule and adding the products	3701.344, 3729.07, 3730.03, 3733.04, 3733.25, 3749.04	Yes, state law	Yes, state law

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3701-36-14(D)	Shall	(D) The total costs for each program shall be calculated in the following manner	3701.344, 3729.07, 3730.03, 3733.04, 3733.25, 3749.04	Yes, state law	Yes, state law
3701-36-14(E)	Shall	(E) For any license fee that includes an amount established by the public health council, the city or general health district shall remit all amounts due to the department of health within forty-five days of the conclusion of each calendar quarter, unless another timeframe is specified in law.	3701.344, 3729.07, 3730.03, 3733.04, 3733.25, 3749.04	Yes, state law	Yes, state law
3701-40-02(A)	Shall	Each freestanding birthing center shall designate a hearing screening coordinator who is responsible for the coordination of the facility's hearing screening program	ORC 3107.504	No, general rulemaking authority	No, general rulemaking authority
3701-40-02(B)	Shall	Each freestanding birthing center required to conduct a hearing screening on a newborn or infant shall, before discharge, conduct a hearing screening on each ear of every newborn or infant born in, admitted to or transferred into a freestanding birthing center through the use of a physiological test	ORC 3701.504	Yes, state law	Yes, state law
3701-40-02(C)	Shall	The freestanding birthing center shall conduct a second screening on the newborn or infant if the first screening in either ear was a non pass.	ORC 3701.508	Yes, state law	Yes, state law
3701-40-02(D)	Shall	The second screening shall	ORC 3701.508	Yes, state law	Yes, state law
3701-40-02(E)	Shall	The freestanding birthing center shall conduct only two hearing screenings	ORC 3701.508	Yes, state law	Yes, state law

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3701-40-02(E)	Shall	Only two complete hearing screenings shall be reported to the director.	ORC 3701.508	Yes, state law	Yes, state law
3701-40-02(F)	Shall	The equipment used for screening shall be capable of giving reliable results, maintained in good working order and calibrated annually per manufacturer's guidelines.	ORC 3701.508	Yes, state law	Yes, state law
3701-40-02(G)	Must	The freestanding birthing center shall communicate the results of the hearing screening for every newborn, or infant to the attending physician, certified nurse-midwife, certified nurse practitioner, primary care physician or designated medical home	ORC 3701.505	Yes, state law	Yes, state law
3701-40-02 (H)	Shall	The freestanding birthing center shall communicate the results of the hearing screening for every newborn or infant to the attending physician, certified nurse-midwife, certified nurse practitioner, primary care physician, or designated medical home	ORC 3701.505	Yes, state law	Yes, state law
3701-40-02 (I)	Shall	The freestanding birthing center shall provide the parent, guardian, or custodian of every newborn with printed information provided by the department as outlined in paragraph (D)...	ORC 3701.506	Yes, state law	Yes, state law
3701-40-02 (K)	Shall	The freestanding birthing center shall provide the parent, guardian, or custodian of a newborn or infant that did not pass the second hearing screening the following:	ORC 3701.508	No, general rulemaking authority	No, general rulemaking authority
3701-40-02 (L)	shall	The freestanding birthing center shall notify the director of the name and contact information of the individual designated as the hearing screening coordinator.	ORC 3701.508	Yes, state law	Yes, state law

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3701-40-02 (M)	shall	The freestanding birthing center shall report the following categories of newborns and infants to the director	ORC 3701.508	Yes, state law	Yes, state law
3701-40-02 (N)	shall	The freestanding birthing center shall report the following to the director in the manner and format prescribed	ORC 3701.508	Yes, state law	Yes, state law
3701-40-02 (O)	Shall	Each freestanding birthing center shall develop a written protocol following the recommendations of the joint committee on infant hearing for these criteria	ORC 3701.508	Yes, state law	Yes, state law
3701-40-02 (O)	Shall	The freestanding birthing center shall have a contingency plan included within a written protocol for continued provision of hearing screening when equipment is malfunctioning or awaiting repair or replacement.	ORC 3701.508	No, general rulemaking authority	No, general rulemaking authority
3701-40-03 (A)	Shall	Each board of health shall designate a hearing screening contact who is responsible for the coordination of the facility's hearing screening information.	ORC 3701.508	No, general rulemaking authority	No, general rulemaking authority
3701-40-03 (B)	Shall	Requirement for LHD to update designate a hearing screening contact on yearly basis or when there is a change.	ORC 3701.508	No, general rulemaking authority	No, general rulemaking authority
3701-40-03 (C)	Shall	Each board of health registrar, upon notification of the birth of a newborn or infant born in the area served by the board, who is not born in a hospital or freestanding birthing center shall, within ten business days of the receipt of notification distribute the printed information prepared by the director	ORC 3701.506	Yes, state law	Yes, state law

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3701-40-04(B)	Must	A parent's, guardian's, or custodian's refusal to consent to a hearing screening must be document on a form provided by the director	ORC 3701.508	Yes, state law	Yes, state law
3701-40-04(B)	Must	A refusal set forth in a written statement must include all of the following:	ORC 3701.508	Yes, state law	Yes, state law
3701-40-04 (C)	Shall	The hospital or freestanding birthing center shall document the parent's, guardian's, or custodian's refusal to sign the objection form or statement.	ORC 3701.508	Yes, state law	Yes, state law
3701-40-04 (D)	Shall	The hospital or freestanding birthing center shall send the completed refusal within ten days of completion.	ORC 3701.508	Yes, state law	Yes, state law
3701-40-05 (A)	Shall	A hearing screening shall be conducted under rule 3701-40-02 or 3701-40-06 of the OAC	ORC 3701.505	Yes, state law	Yes, state law
3701-40-05(A)	Shallshall comply with written protocols developed by the hospital	ORC 3701.505	Yes, state law	Yes, state law
3701-40-05 (B)	Must	Any individual conducting hearing screenings must complete annual training in accordance to rule 3701-40-10	ORC 3701.508	Yes, state law	Yes, state law

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3701-40-05 (C)	Shall	All training of individuals conducted pursuant to this paragraph shall be completed prior to the administration of a hearing screening and on an annual basis thereafter.	ORC 3701.508	Yes, state law	Yes, state law
3701-40-06 (A)	Shall	Each hospital shall designate a hearing screening coordinator	ORC 3701.508	No, general rulemaking authority	No, general rulemaking authority
3701-40-06 (B)	Shall	Requirement to conduct a hearing screening on a newborn or infant shall, before discharge, conduct a hearing screening on each ear of every newborn or infant born in, admitted to or transferred into a hospital, through the use of a physiological test.	ORC 3701.508	Yes, state law	Yes, state law
3701-40-06 (C)	Shall	The hospital shall conduct a second screening on a newborn or infant, if the first screening in either ear was a non pass.	ORC 3701.508	Yes, state law	Yes, state law
3701-40-06(C)(1)	shall not	Otoacoustic emissions screening testing as a first and/or second screening test, but shall not be used after auditory brainstem response screening testing	ORC 3701.508	No, general rulemaking authority	No, general rulemaking authority
3701-40-06 (D)	Shall	The second screening shall:	ORC 3701.504	Yes, state law	Yes, state law
3701-40-06 (E)	shall	The hospital shall conduct a maximum of two hearing screenings prior to discharge unless there is clearly an equipment error or an error in administering the screening.	ORC 3701.508	Yes, state law	Yes, state law

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3701-40-06 (E)	shall	Only two complete hearing screenings shall be reported to the director	ORC 3701.508	Yes, state law	Yes, state law
3701-40-06 (F)	shall	The equipment used for screening shall be capable of giving reliable results, maintained in good working order, and calibrated annually per manufacturer's guidelines.	ORC 3701.508	Yes, state law	Yes, state law
3701-40-06 (G)	Shall	The hospital shall communicate the results of the hearing screening for every newborn or infant to the attending physician, certified nurse-midwife, certified nurse practitioner, primary care physician, or designated medical home:	ORC 3701.508	Yes, state law	Yes, state law
3701-40-06 (H)	shall	The hospital shall report the certain categories of newborns and infants to the attending physician, certified nurse midwife, certified nurse practitioner, primary care physician, or designated medical home within forty-eight hours of discharge	ORC 3701.508	Yes, state law	Yes, state law
3701-40-06 (I)	Shall	The hospital shall provide the parent, guardian, or custodian of every newborn with printed information provided by the department as outlined in paragraph (D) of rule 3701-40-10 of the Administrative Code	ORC 3701.506	Yes, state law	Yes, state law
3701-40-06 (J)	Shall	Requirement to communicate hearing screening results to parents in writing and verbally.	ORC 3701.506	Yes, state law	Yes, state law

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3701-40-06 (K)	Shall	The hospital shall provide the parent, guardian, or custodian of a newborn or infant that did not pass the hearing screening with the following prior to discharge:	ORC 3701.506	Yes, state law	Yes, state law
3701-40-06 (L)	Shall	Requirement to notify the director of the name and contact information of the individual designated as the hearing screening coordinator, the supervising physician or audiologist, the birth clerk, and the hearing clerk on an annual basis and whenever changes occur.	ORC 3701.508	No, general rulemaking authority	No, general rulemaking authority
3701-40-06 (M)	shall	The hospital shall report certain categories of newborns and infants to the director, in the manner and format prescribed, within seventy-two hours of initial screening, discharge, or transfer	ORC 3701.508	Yes, state law	Yes, state law
3701-40-06 (N)	shall	The hospital shall report certain categories of newborns and infants to the director, in the manner and format prescribed, within ten days of initial screening, discharge, or transfer	ORC 3701.508	Yes, state law	Yes, state law
3701-40-06 (O)	Shall	The hospital shall report to the director, for each newborn and infant, the name and address of the primary care physician, the certified nurse-midwife, certified nurse practitioner, or medical home where the parent will take the newborn or infant for care after discharge	ORC 3701.508	Yes, state law	Yes, state law
3701-40-06 (P)	Shall	Each hospital shall develop a written protocol following the recommendations of the joint committee on infant hearing on identified criteria	ORC 3701.508	Yes, state law	Yes, state law
3701-40-07 (A)	Shall	The director shall reimburse providers for a maximum of one hearing screening per newborn	ORC 3701.505	Yes, state law	Yes, state law

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3701-40-07 (B)	shall	The provider seeking reimbursement from the director for a hearing screening shall submit an invoice for reimbursement to the director no later than twelve months after the completion of the screening and include required information	ORC 3701.505	Yes, state law	Yes, state law
3701-40-07 (C)	shall	The provider shall: screening	ORC 3701.505	Yes, state law	Yes, state law
3701-40-07 (D)	shall	Claims for third-party benefits shall have been submitted no less than sixty days before a request for payment is submitted to the director under this rule.	ORC 3701.505	Yes, state law	Yes, state law
3701-40-07 (E)	shall	The director shall not make payment for the screening under this rule:	ORC 3701.505	Yes, state law	Yes, state law
3701-40-07 (F)	shall	The director shall review the request for reimbursement and may request any additional information necessary for making a determination regarding reimbursement	ORC 3701.505	Yes, state law	Yes, state law
3701-40-07 (G)	shall	Providers reimbursed by the director, medicaid or any third party payers for a hearing screening shall accept the amount paid by the director, medicaid or any third-party payers as payment in full	ORC 3701.505	Yes, state law	Yes, state law
3701-40-07 (G)	shall not	Providers reimbursed by the director shall not seek payment from the parent, guardian, or custodian.	ORC 3701.505	Yes, state law	Yes, state law

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3701-40-07 (H)	shall	The director shall send written notification to the provider	ORC 3701.505	Yes, state law	Yes, state law
3701-40-07 (I)	shall	The provider may submit a written request for reconsideration no later than thirty calendar days after the date on the notice of the proposed action and shall provide reasoning and documentation	ORC 3701.505	Yes, state law	Yes, state law
3701-40-07 (J)	shall	The provider shall file any requested information with the director no later than forty-five calendar days after the date on the request for additional information.	ORC 3701.505	Yes, state law	Yes, state law
3701-40-07 (K)	shall	The director shall notify the provider who requested the reconsideration, in writing, of his decision on reconsideration.	ORC 3701.505	Yes, state law	Yes, state law
3701-40-07 (K)	shall	The director's decision rendered upon reconsideration shall be final.	ORC 3701.505	Yes, state law	Yes, state law
3701-40-08 (A)	Shall	Newborns and infants that do not pass after two hearing screenings shall be immediately referred to an audiologist with expertise in evaluating newborns and infants for diagnostic hearing evaluations	ORC 3701.504	Yes, state law	Yes, state law
3701-40-08 (C)	Shall	The diagnostic equipment used for diagnostic hearing evaluations shall be capable of giving reliable results, maintained in good working order, and calibrated annually per manufacturer's guidelines	ORC 3701.504	Yes, state law	Yes, state law

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3701-40-08 (D)	Shall	Requirements for audiologist to communicate results to outlined healthcare providers.	ORC 3701.505	Yes, state law	Yes, state law
3701-40-08 (E)	Shall	Requirement to communicate hearing screening results to parents in writing and verbally.	ORC 3701.506	Yes, state law	Yes, state law
3701-40-08 (F)	Shall	Requirement to provide ODH provided educational materials to parents.	ORC 3701.506	Yes, state law	Yes, state law
3701-40-08 (G)	Shall	Outlines timeline requirement for submitting results to ODH.	ORC 3701.508	Yes, state law	Yes, state law
3701-40-09 (A)	shall	Patient identifying information, submitted to the department of health under rule 3701-40-02 of the Administrative Code by freestanding birthing centers or rule 3701-40-06 of the Administrative Code shall be used by the director to maintain the statewide tracking and early intervention components of the program.	ORC 3701.509	Yes, state law	Yes, state law
3701-40-09 (B)	shall	The department of health shall provide patient-identifying information to other entities such as help me grow programs, and other programs, bureaus, service providers, medical homes, state agencies, individuals, or departments as it considers necessary to maintain the statewide tracking and early intervention components of the program established under section 3701.504 of the Revised Code.	ORC 3701.509	Yes, state law	Yes, state law

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3701-40-09 (C)	shall	The department of health and any entity that receives patient-identifying information from the department shall maintain the confidentiality of the information.	ORC 3701.509	Yes, state law	Yes, state law
3701-40-10 (A)	shall	The director shall provide educational programs for hearing screening coordinators, screeners, audiologists, supervising audiologists, supervising physicians, medical home personnel, data entry personnel, local boards of health, and any other persons identified as responsible for conducting, documenting, and reporting newborn hearing screening information and diagnostic hearing evaluations.	ORC 3701.508	Yes, state law	Yes, state law
3701-40-10 (C)	shall	The director shall provide training for personnel including the significance of universal newborn hearing screening, risk factors for hearing loss, and the importance of diagnostic hearing evaluations and early intervention for infants with hearing loss	ORC 3701.508	Yes, state law	Yes, state law
3701-40-10 (C)	shall	The director shall provide training for personnel including Joint committee on infant hearing position statements, principles, and guidelines	ORC 3701.508	Yes, state law	Yes, state law
3701-40-10 (C)	shall	The director shall provide training for personnel including conveying culturally appropriate messages to families about the importance of screening, diagnostic hearing evaluations for non-pass screening results, early intervention for hearing loss, and developmental milestones for speech and language acquisition	ORC 3701.508	Yes, state law	Yes, state law
3701-40-10 (C)	shall	The director shall provide training for personnel including documenting and completing paper and electronic records, including quality assurance activities	ORC 3701.508	Yes, state law	Yes, state law

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3701-40-10 (C)	shall	The director shall provide training for personnel including requirements for reporting hearing screenings, and diagnostic hearing evaluation results	ORC 3701.508	Yes, state law	Yes, state law
3701-40-10 (D)	shall	The director shall make written materials available to hospitals, birth facilities, audiologists and local boards of health	ORC 3701.506	Yes, state law	Yes, state law
3701-41-02(A)	Shall	For the purposes of designating poison control network regions under paragraph (A) of this rule, the director shall consider the following groups of counties	RC 3701.20	Yes, state law	Yes, state law
3701-41-02(C)	Shall	The director shall designate poison prevention and treatment centers within each region designated under paragraph (A) of this rule. The director may designate more than one center in a region.	RC 3701.20	Yes, state law	Yes, state law
3701-41-02(C)(1)	Shall	Any entity seeking designation as a poison prevention and treatment center shall apply in writing and shall provide the following information:	RC 3701.20	Yes, state law	Yes, state law
3701-41-02(C)(3)	Shall	The director may request additional information necessary to review an application for designation as a poison prevention and treatment center and the applicant shall provide the requested information within the time specified by the director	RC 3701.20	Yes, state law	Yes, state law
3701-41-02(C)(4)	Shall	The director shall provide written notice of decisions concerning applications for designation by certified mail.	RC 3701.20	Yes, state law	Yes, state law

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3701-41-02(D)	Shall	Each applicant shall document compliance with the applicable standards. If the applicant proposes to provide poison prevention and treatment services by means of contracts with one or more other entities, the applicant shall document that the services provided through contract will comply with the standards established by rules 3701-41-03 and 3701-41-04 of the Administrative Code.	RC 3701.20	Yes, state law	Yes, state law
3701-41-02(D)(1)	Shall	Each applicant shall demonstrate that it has the capacity to provide poison prevention and treatment services to the entire region or that it has established or will establish arrangements to provide services to the entire region through collaborative efforts with other centers within or outside the region. An applicant may propose to provide services to areas not included within the region for which the applicant has requested designation.	RC 3701.20	Yes, state law	Yes, state law
3701-41-02(E)	Shall	In addition to submission of the annual report required by paragraph (C) of rule 3701-41-04 of the Administrative Code, each entity operating a poison prevention and treatment center shall:	RC 3701.20	Yes, state law	Yes, state law
3701-41-02(E)(3)	Shall	The director shall make a site visit to each center at least annually and more often if the director considers it to be necessary.	RC 3701.20	Yes, state law	Yes, state law
3701-41-02(F)	Shall	The notice of the denial or revocation provided under paragraph (C)(4) of this rule shall contain the reasons for the denial or revocation.	RC 3701.20	Yes, state law	Yes, state law
3701-41-02(D)	Must	To be eligible for designation as a poison prevention and treatment center and to retain designation, a center must maintain compliance with the standards established by this rule and rules 3701-41-03 and 3701-41-04 of the Administrative Code	RC 3701.20	Yes, state law	Yes, state law

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3701-41-02(E)	Shall	In addition to submission of the annual report required by paragraph (C) of rule 3701-41-04 of the Administrative Code, each entity operating a poison prevention and treatment center shall:	RC 3701.20	Yes, state law	Yes, state law
3701-41-03(A)	Shall	To be designated as a poison prevention and treatment center under rule 3701-41-02 of the Administrative Code and to maintain the designation, a center shall conform to the standards of operation prescribed by this rule.	RC 3701.20	Yes, state law	Yes, state law
3701-41-03(B)	Shall	Each center shall maintain a list of consultants who are qualified by training or experience to provide specialized toxicology or patient care information in their areas of expertise. The center shall document that these consultants have made an expressed commitment to provide consultation services on an on-call, as-needed basis. The list of consultants shall be consistent with the type of poisonings encountered in the area served by the center. Nothing in this paragraph shall be interpreted to prohibit consultants from charging fees to centers or callers for the provision of specialized expertise and consultation.	RC 3701.20	Yes, state law	Yes, state law
3701-41-03(C)	Shall	Each center shall provide specialized treatment, consultation, information and educational programs to health care professionals and the public	RC 3701.20	Yes, state law	Yes, state law
3701-41-03(D)	Shall	Each center shall compile information on the types and frequency of treatment it provides.	RC 3701.20	Yes, state law	Yes, state law
3701-41-03(E)	Shall	Each center shall have the following personnel, either on staff or by means of a contract with another entity	RC 3701.20	Yes, state law	Yes, state law

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3701-41-03(E)(6)	Shall	These individuals shall be capable of providing verbal presentations to public audiences and shall have sufficient understanding of the material to answer questions from members of the public accurately.	RC 3701.20	Yes, state law	Yes, state law
3701-41-03(F)	Shall	Each center shall maintain a list of consultants who are qualified by training or experience to provide specialized toxicology or patient care information in their areas of expertise. The center shall document that these consultants have made an expressed commitment to provide consultation services on an on-call, as-needed basis. The list of consultants shall be consistent with the type of poisonings encountered in the area served by the center. Nothing in this paragraph shall be interpreted to prohibit consultants from charging fees to centers or callers for the provision of specialized expertise and consultation.	RC 3701.20	Yes, state law	Yes, state law
3701-41-03(G)	Shall	Each center shall take measures to ensure the confidentiality of information about individuals to whom treatment or services are provided. These measures shall include but are not limited to:	RC 3701.20	Yes, state law	Yes, state law
3701-41-03(H)	Shall	Each center shall develop and maintain on the premises of the center a written manual of policies and procedures that shall include, at a minimum, the following	RC 3701.20	Yes, state law	Yes, state law
3701-41-03(I)	Shall	The center shall maintain on file a current table of organization that shall display, at a minimum, the following	RC 3701.20	Yes, state law	Yes, state law
3701-41-03(J)	Shall	Each center shall maintain a written quality assurance plan which identifies an individual or individuals responsible for implementation of the plan and collection of necessary information. The center shall take and document corrective actions	RC 3701.20	Yes, state law	Yes, state law

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		to improve service delivery as needed, based on its monitoring and evaluation under the quality assurance plan.			
3701-41-04(A)	Shall	To be designated as a poison prevention and treatment center under rule 3701-41-02 of the Administrative Code and to retain the designation, a center or an applicant for designation as a center shall maintain and report data in accordance with this rule.	RC 3701.20	Yes, state law	Yes, state law
3701-41-04(B)	Shall	Each center shall document poison prevention and control cases using nationally recognized standards for data elements and documenting procedures including the uniform "county of origin" system developed by the Ohio centers and the director.	RC 3701.20	Yes, state law	Yes, state law
3701-41-04(C)	Shall	Each center shall submit a report to the director on a form prescribed by the director no later than September first of each year for the previous calendar year. At a minimum, the annual report shall include.	RC 3701.20	Yes, state law	Yes, state law
3701-41-04(B)	Prohibit	Nothing in this paragraph shall be construed to prohibit non-electronic data entry.	RC 3701.20	Yes, state law	Yes, state law
3701-41-05(A)	Shall	In accordance with this rule, the director shall make grants to poison prevention and treatment centers. Subject to the availability of an appropriation for grants, the director shall make grants annually on a fiscal year (July first to June thirtieth) basis.	RC 3701.20	Yes, state law	Yes, state law
3701-41-05(B)	Shall	To be eligible to receive a grant under division (D) of section 3701.20 of the Revised Code and this rule, an entity shall	RC 3701.20	Yes, state law	Yes, state law

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3701-41-05(B)(2)	Shall	Agree in writing that the level of the total funds, labor and services devoted by the entity to the center during the period of the grant will approximate, as determined by the director, the level of total funds, labor and services devoted by that entity in the fiscal year preceding the fiscal year in which the grant begins. The entity shall submit verifiable financial data demonstrating its compliance with this paragraph. In determining whether grant period funds, labor and services devoted by the entity approximate the previous level, the director shall consider, among other relevant matters, the degree to which the preceding fiscal year's funds resulted from irregular revenues such as donations, bequests, grants and contracts.	RC 3701.20	Yes, state law	Yes, state law
3701-41-05(C)	Shall	An application for a grant shall be filed with the director no later than May first for the fiscal year beginning on the following July first. The applicant for a grant shall file an original and one copy of a completed application form prescribed by the director, which shall include:	RC 3701.20	Yes, state law	Yes, state law
3701-41-05(D)	Shall	The director may request additional information necessary to review a grant application and the applicant shall provide the requested information within the time specified by the director.	RC 3701.20	Yes, state law	Yes, state law
3701-41-05(E)	Shall	In determining the amount of money to award to each eligible grant applicant, the director shall consider:	RC 3701.20	Yes, state law	Yes, state law
3701-41-05(F)	Shall	The director shall provide written notice by certified mail of grants awarded under this rule. If the amount of money awarded is less than was requested, the notice shall contain an explanation of the reason for the reduction.	RC 3701.20	Yes, state law	Yes, state law

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3701-41-05(C)(5)	Require	The written agreement required by paragraph (B)(2) of this rule; and	RC 3701.20	Yes, state law	Yes, state law
3701-41-06(A)	Shall	A request for reconsideration shall be in writing and shall be filed with the director no later than thirty days after the date of mailing of the notice of denial or revocation under paragraph (C)(4) of rule 3701-41-02 of the Administrative Code.	RC 3701.20	Yes, state law	Yes, state law
3701-41-06(B)	Shall	Upon receipt of a request for reconsideration, the director shall forward the request to the chairman of the Ohio poison control network advisory committee established by section 3701.21 of the Revised Code.	RC 3701.20	Yes, state law	Yes, state law
3701-41-06(B)(1)	Shall	The chairman shall convene a committee meeting within thirty days after receiving the reconsideration request from the director for the purpose of selecting a subcommittee of no less than three individuals to review the matter. These individuals may be members of the committee or other individuals whom the committee considers appropriately qualified to participate in the review. None of the individuals selected shall have a conflict of interest	RC 3701.20	Yes, state law	Yes, state law
3701-41-06(B)(2)	Shall	In conducting the review of a denial of designation, the subcommittee shall consider the application and any additional information evaluated by the director in making the initial decision. In conducting the review of a revocation of designation, the subcommittee shall consider the information that was available to the director in making the initial decision.	RC 3701.20	Yes, state law	Yes, state law
3701-41-06(B)(3)	Shall	The subcommittee shall complete its review and submit a written report containing its recommendation and the reasons for the recommendation to the director within thirty days of its appointment.	RC 3701.20	Yes, state law	Yes, state law

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3701-41-06(B)(4)	Shall	After considering the subcommittee's report, the director shall notify the applicant or center of his or her final decision on the matter by certified mail	RC 3701.20	Yes, state law	Yes, state law
3701-42-03 (A)	Shall	The contract shall be for a term of no more than three years.	3701.132	Yes, federal law	Yes, federal law
3701-42-03 (A)	Shall	Unless otherwise provided in this rule, the contract beginning date shall be consistent with paragraph (C) of this rule.	3701.132	No, general rulemaking authority	No, general rulemaking authority
3701-42-03 (B)	Shall	To apply for a contract, an applicant or authorized representative of the applicant shall complete an application packet on forms prescribed by the director.	3701.132	Yes, federal law	Yes, federal law
3701-42-03 (C)	Shall	The regions and contract beginning dates shall be as follows:	3701.132	No, general rulemaking authority	No, general rulemaking authority
3701-42-03 (D)	Shall	The director shall enter into a contract with an applicant if the application was received timely, meets all of the following criteria and the addition of the location will not exceed the maximum locations for the state, as determined in accordance with paragraph (E) of this rule:	3701.132	Yes, federal law	Yes, federal law

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3701-42-03 (E)	Shall not	The director shall not approve contracts that would exceed the maximum number of locations for the state as established each year on January first.	3701.132	No, general rulemaking authority	No, general rulemaking authority
3701-42-03 (E)	Shall	If the director receives a number of applications for locations that meet all of the criteria set forth in paragraph (D) of this rule but, if all were approved, would exceed the maximum number of locations as determined by this rule, the director shall enter into a number of contracts not exceeding the maximum number of locations in accordance with the following requirements:	3701.132	No, general rulemaking authority	No, general rulemaking authority
3701-42-03 (G)	Shall	Before the director enters into a contract with an applicant, the department shall conduct an unannounced preauthorization site visit of each proposed location to determine compliance with rule 3701-42-05 of the Administrative Code.	3701.132	Yes, federal law	Yes, federal law
3701-42-03 (H)	Shall	Except as otherwise provided in this rule, the director shall deny an application for authorization as a vendor if any of the criteria specified in paragraph (D) of this rule are not met.	3701.132	Yes, federal law	Yes, federal law
3701-42-03 (H)	Shall not	The amount of the civil money penalty shall not exceed two thousand five hundred dollars.	3701.132	No, general rulemaking authority	No, general rulemaking authority
3701-42-03 (K)	Require	All authorized vendors are required to have an Ohio WIC program certified EBT system prior to contract effective date.	3701.132	Yes, federal law	Yes, federal law

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3701-42-03 (K)	Shall	The system shall be installed and maintained at the vendor's expense.	3701.132	Yes, federal law	Yes, federal law
3701-42-04 (A)	Shall not	Vendors whose contracts have expired and applicants who have not yet received authorization from the director to be vendors, shall not accept WIC nutrition cards.	3701.132	Yes, federal law	Yes, federal law
3701-42-04 (A)	Shall not	The department shall not reimburse for WIC transactions that occurred before a contract becomes effective or after the contract expires.	3701.132	Yes, federal law	Yes, federal law
3701-42-04 (B)	Shall	A contract executed by the director and a vendor pursuant to rule 3701-42-03 of the Administrative Code shall conform with the provisions of 7 C.F.R. 246.12 (in effect January 1, 2011) and the applicable provisions of this chapter of the Administrative Code.	3701.132	Yes, both state and federal law	Yes, both state and federal law
3701-42-04 (B)	Shall	The contract shall list all locations in the applicable region in which the vendor is authorized to accept WIC nutrition cards.	3701.132	Yes, federal law	Yes, federal law
3701-42-04 (C)	Shall	The director shall notify vendors of any such amendment at least thirty days in advance of the effective date.	3701.132	Yes, federal law	Yes, federal law
3701-42-04 (C)	May not	A vendor may not appeal an amendment to the contract.	3701.132	No, general rulemaking authority	No, general rulemaking authority

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3701-42-04 (D)	Shall not	A vendor shall not sell, assign, or transfer in any manner its rights under the contract.	3701.132	Yes, federal law	Yes, federal law
3701-42-04 (D)	Shall	A sale, assignment, or transfer of a contract shall render the contract void.	3701.132	Yes, federal law	Yes, federal law
3701-42-04 (E)	Shall	A vendor or its authorized representative, which may include the purchaser or operator of the location, shall notify the department in writing, no less than thirty-days prior to any scheduled change of ownership or operation, including, but not limited to: a sale, lease, transfer, bankruptcy, dissolution, or cessation of business, or change of store location.	3701.132	Yes, federal law	Yes, federal law
3701-42-04 (E)	Must	If any of the listed events are not scheduled, the vendor must notify the department, in writing, within thirty days after the occurrence.	3701.132	Yes, federal law	Yes, federal law
3701-42-04 (F)	Shall	A vendor shall cease transacting WIC nutrition cards immediately upon the effective date of a change of ownership or operation unless otherwise authorized by the director in writing.	3701.132	Yes, federal law	Yes, federal law
3701-42-04 (F)	Shall	Upon notice or other information that the location is the subject of a change of ownership or operation, the director shall terminate the vendor contract and shall not reimburse vendor for WIC nutrition card transactions that occurred on or after the effective date of termination.	3701.132	Yes, federal law	Yes, federal law

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3701-42-04 (F)	Shall not	Upon notice or other information that the location is the subject of a change of ownership or operation, the director shall terminate the vendor contract and shall not reimburse vendor for WIC nutrition card transactions that occurred on or after the effective date of termination.	3701.132	Yes, federal law	Yes, federal law
3701-42-04 (G)	Shall not	If a vendor does not provide the department with notice of a change of ownership within thirty days from the effective date of the change of ownership, but continues to transact WIC nutrition cards, the director shall not accept a WIC application for processing from the applicant for that location for three years in accordance with paragraph (D) of rule 3701-42-03 of the Administrative Code.	3701.132	Yes, federal law	Yes, federal law
3701-42-04 (H)	Shall	The vendor shall notify the department in writing at least fifteen days before the effective date of termination.	3701.132	Yes, federal law	Yes, federal law
3701-42-04 (H)	Shall	If the vendor owes the department any outstanding payment, it shall pay the amount due in full before the effective date of termination.	3701.132	No, general rulemaking authority	No, general rulemaking authority
3701-42-04 (I)	Shall not	Voluntary termination by a vendor shall not affect any action by the director to disqualify or otherwise sanction the vendor pursuant to rule 3701-42-08 of the Administrative Code, or to deny authorization pursuant to rule 3701-42-03 of the Administrative Code.	3701.132	Yes, federal law	Yes, federal law
3701-42-04 (J)	Shall	The director shall notify the vendor in writing, by certified mail, return receipt requested or other delivery method that verifies receipt, at least fifteen days before the effective date of the termination.	3701.132	Yes, federal law	Yes, federal law

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3701-42-05 (A)	Shall	The director shall develop a list of authorized foods; a list of minimum food stocking requirements; and a list of authorized infant formula suppliers.	3701.132	Yes, federal law	Yes, federal law
3701-42-05 (A)	Shall	The director shall post these lists to the Ohio department of health's website with as much advance notice as possible prior to the effective date of any change.	3701.132	Yes, federal law	Yes, federal law
3701-42-05 (B)	Shall	Each grocery store and grocery store applicant for a vendor contract shall at each location openly and visibly display for sale, at all times, the following minimum authorized foods in quantities, sizes, types, and brands specified in the list of minimum food stocking requirements:	3701.132	Yes, federal law	Yes, federal law
3701-42-05 (C)	Shall	Each vendor and applicant shall:	3701.132	Yes, federal law	Yes, federal law
3701-42-06 (A)	Shall	A vendor shall provide to participants only authorized foods in exchange for the benefits on the WIC nutrition card.	3701.132	Yes, federal law	Yes, federal law
3701-42-06 (B)	Shall	A vendor shall permit participants the option to select part or all of the available quantities, sizes, and types of authorized food contained on the WIC nutrition card.	3701.132	Yes, federal law	Yes, federal law
3701-42-06 (C)	Shall	A vendor shall offer participants the same courtesies extended to other customers, including but not limited to: providing a sales receipt and accepting store and manufacturer coupons, discount cards, or other discounts offered.	3701.132	Yes, federal law	Yes, federal law

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3701-42-06 (C)	May not	However, vendors may not provide participants incentive items, vendor discounts, coupons or other promotions that are not offered to non-WIC customers.	3701.132	Yes, federal law	Yes, federal law
3701-42-06 (D)	Shall	A vendor shall accept valid WIC nutrition cards presented by a participant and shall:	3701.132	Yes, federal law	Yes, federal law
3701-42-06 (D) (2)	Shall	The vendor shall be responsible for the accuracy of any information submitted to the department by those employees or agents including any person or persons operating the store under a management agreement;	3701.132	Yes, federal law	Yes, federal law
3701-42-06 (E)	Shall	A vendor shall comply with all of the following:	3701.132	Yes, federal law	Yes, federal law
3701-42-06 (F)	Shall	The vendor or applicant and its employees and agents shall cooperate with the department or its designee conducting an inspection and shall provide access to records pertinent to the WIC program, including WIC transactions, shelf price records, and inventory records.	3701.132	Yes, federal law	Yes, federal law
3701-42-06 (F)	Must	The vendor must grant access to WIC program staff during the hours of operation specified on the vendor application	3701.132	No, general rulemaking authority	No, general rulemaking authority
3701-42-06 (G)	Shall	A vendor shall be subject to audit by the department and FNS for the time period covering any present or previous WIC authorization.	3701.132	Yes, federal law	Yes, federal law

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3701-42-06 (G)	Shall	A vendor shall maintain all original records of purchases, gross sales receipts, state and federal income tax documents, and invoices for all authorized supplemental foods for a period of not less than three years after the end of each federal fiscal year while contracted, and upon request, shall make available the records to the department and FNS.	3701.132	Yes, federal law	Yes, federal law
3701-42-06 (G)	Shall	If any litigation, claim, negotiation, audit, or other action involving the records has begun during the three-year period, the vendor shall keep the records until all issues are resolved.	3701.132	No, general rulemaking authority	No, general rulemaking authority
3701-42-06 (H)	Shall	A vendor shall respond in writing within fifteen calendar days after receiving a written request from the department for verification of ownership of the business entity or locations, verification of authorized food purchases and sales, or other documentation.	3701.132	No, general rulemaking authority	No, general rulemaking authority
3701-42-06 (I)	Shall	A vendor shall maintain current status as an authorized vendor under the food assistance program.	3701.132	Yes, federal law	Yes, federal law
3701-42-06 (J)	Shall	A vendor shall send one or more representatives from each location to all required training sessions scheduled by the department or its designee.	3701.132	Yes, federal law	Yes, federal law
3701-42-06 (J)	Shall	A vendor shall inform and train cashiers, other store personnel, and agents on WIC program requirements.	3701.132	Yes, federal law	Yes, federal law

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3701-42-06 (K)	Shall	A vendor shall display the department issued "WIC Nutrition Card Accepted Here" sign in a prominent place at the entrance of each location.	3701.132	No, general rulemaking authority	No, general rulemaking authority
3701-42-06 (L)	Shall not	A vendor shall not do any of the following:	3701.132	Yes, federal law	Yes, federal law
3701-42-07 (A)	Shall	The department shall pay a vendor for EBT transactions submitted to the state WIC program if all of the following conditions are met:	3701.132	Yes, federal law	Yes, federal law
3701-42-07 (B)	Shall	If the conditions specified in paragraph (A) of this rule are met, the department shall pay the vendor the actual amount of sale or the not-to-exceed amount, whichever is lower, for each WIC food item in the transaction.	3701.132	Yes, federal law	Yes, federal law
3701-42-07 (D) (1)	Must	If the total value of such transactions submitted at one time exceeds five hundred dollars, the department must obtain approval from the FNS regional office to pay for the transactions.	3701.132	Yes, federal law	Yes, federal law
3701-42-07 (E)	Must	The request for reconsideration must be made in writing and received by the department within thirty days of the date the auto reconciliation file was created that contains the transactions the department will not pay.	3701.132	Yes, federal law	Yes, federal law
3701-42-07 (H)	Shall	Upon request by the department, a vendor shall refund to the department, within ninety days of written request, any payments made to the vendor that later are found to be an overcharge, paid in error, or otherwise invalid because of noncompliance with paragraph (A) of this rule.	3701.132	Yes, federal law	Yes, federal law

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3701-42-07 (H)	Shall	The department shall provide the vendor with notice of and an opportunity to respond to the department's determination that a payment is invalid in the same manner as prescribed by paragraph (E) of this rule for a determination not to pay for a transaction.	3701.132	Yes, federal law	Yes, federal law
3701-42-08 (A)	Shall	The director shall sanction vendors that abuse the WIC program.	3701.132	Yes, federal law	Yes, federal law
3701-42-08 (B)	Shall	The director shall terminate a contract and disqualify a vendor for a period of six years if the director finds that the vendor has exchanged WIC nutrition cards or the benefits contained on the card for cash, firearms, ammunition, explosives, or controlled substances as defined in 21 U.S.C. 802 (in effect on January 3, 2012).	3701.132	Yes, federal law	Yes, federal law
3701-42-08 (C)	Shall	The director shall terminate a contract and disqualify a vendor for a period of three years if the director finds that the vendor has:	3701.132	Yes, federal law	Yes, federal law
3701-42-08 (D)	Shall	The director shall terminate a contract and disqualify a vendor for a period of one year if the director finds that the vendor has engaged in a pattern of providing unauthorized food items in exchange for benefits on the WIC nutrition card, including charging for authorized foods provided in excess of those on the WIC nutrition card.	3701.132	Yes, federal law	Yes, federal law
3701-42-08 (E)	Shall	The director shall terminate a contract and disqualify from the WIC program a vendor who has been disqualified from the food assistance program.	3701.132	Yes, federal law	Yes, federal law

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3701-42-08 (E)	Shall	The disqualification from the WIC program shall be for the same length of time as the disqualification from the food assistance program.	3701.132	Yes, federal law	Yes, federal law
3701-42-08 (E)	Shall	The disqualification from the WIC program may begin at a later date than the food assistance program disqualification and shall take effect on the date the vendor receives notice of WIC disqualification.	3701.132	Yes, federal law	Yes, federal law
3701-42-08 (F)	Shall	The director shall terminate a contract of a vendor who has been suspended, disqualified, withdrawn or otherwise no longer authorized by the food assistance program.	3701.132	Yes, federal law	Yes, federal law
3701-42-08 (G)	Shall	Prior to terminating a contract and imposing disqualification of a vendor pursuant to paragraphs (B) to (D) of this rule, the director shall consider whether the disqualification of the vendor would result in inadequate participant access.	3701.132	Yes, federal law	Yes, federal law
3701-42-08 (G)	Shall	If the director determines that the disqualification would result in inadequate participant access, the director shall assess a civil money penalty in lieu of the disqualification.	3701.132	Yes, federal law	Yes, federal law
3701-42-08 (G)	Shall	The amount of the civil money penalty shall be determined in accordance with paragraph (O) of this rule.	3701.132	Yes, federal law	Yes, federal law
3701-42-08 (H)	Shall	The director shall double the civil money penalty for a second sanction when a vendor, that has been previously disqualified or assessed a civil money penalty pursuant to paragraphs (B) to (D) of this rule, receives another sanction pursuant to paragraphs (B) to (D) of this rule.	3701.132	Yes, federal law	Yes, federal law

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3701-42-08 (I)	Shall	The director shall double the civil money penalty for the third and subsequent sanctions when a vendor that has been previously assessed two or more sanctions pursuant to paragraphs (B) to (D) of this rule and receives another sanction pursuant to paragraphs (B) to (D) of this rule.	3701.132	Yes, federal law	Yes, federal law
3701-42-08 (I)	Shall not	The director shall not assess a civil money penalty in lieu of disqualification for third and subsequent sanctions pursuant to paragraphs (B) to (D) of this rule.	3701.132	Yes, federal law	Yes, federal law
3701-42-08 (J)	Shall	Notwithstanding paragraph (B) of this rule, the director shall terminate a vendor contract and permanently disqualify from the WIC program a vendor that has been convicted in a court of law for trafficking in WIC nutrition cards or benefits on the cards or selling firearms, ammunition, explosives, or controlled substances as defined in 21 U.S.C. 802 (in effect on January 3, 2012), in exchange for WIC nutrition cards or benefits on the cards.	3701.132	Yes, federal law	Yes, federal law
3701-42-08 (M)	Shall	The length of such disqualification shall correspond to the period for which the vendor would otherwise have been disqualified from the food assistance program.	3701.132	Yes, federal law	Yes, federal law
3701-42-08 (M)	Shall not	If the director determines that disqualification of the vendor would result in inadequate participant access, the director shall not disqualify the vendor nor impose a civil money penalty in lieu of disqualification.	3701.132	Yes, federal law	Yes, federal law
3701-42-08 (O)	Shall	The director shall use the following formula to calculate a civil money penalty imposed in lieu of disqualification pursuant to paragraph (G) or (N) of this rule:	3701.132	Yes, federal law	Yes, federal law

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3701-42-08 (P)	Shall	In determining the period of disqualification to impose or amount of civil money penalty to assess a vendor pursuant to paragraph (O) of this rule, the director shall consider at least the following factors:	3701.132	Yes, federal law	Yes, federal law
3701-42-08 (Q)	Shall	If a vendor does not pay, only partially pays, or fails to timely pay a civil money penalty assessed in lieu of disqualification, the director shall terminate the contract and disqualify the vendor for the length of the disqualification corresponding to the violation for which the civil money penalty was assessed.	3701.132	Yes, federal law	Yes, federal law
3701-42-08 (R)	Shall	The director shall refer a vendor that is disqualified from participating in the WIC program or assessed a civil money penalty in lieu of disqualification from the WIC program to FNS for possible disqualification from participation in the food assistance program.	3701.132	Yes, federal law	Yes, federal law
3701-42-08 (S)	Shall	The director shall not accept a vendor's voluntary withdrawal or non-renewal of the contract as an alternative to disqualification when the director is required or has started the process to disqualify the vendor pursuant to this rule.	3701.132	Yes, federal law	Yes, federal law
3701-42-08 (S)	Shall	Even if the vendor attempts to voluntarily withdraw or does not renew the contract in lieu of disqualification the director shall enter the disqualification on the record.	3701.132	Yes, federal law	Yes, federal law
3701-42-09 (B)	Shall	For any adverse action taken against a vendor or applicant, the director shall provide the affected party with written notification of the adverse action, the causes for the action, and the effective date of the action.	3701.132	Yes, federal law	Yes, federal law
3701-42-09 (B)	Shall	Except as otherwise provided in this chapter of the Administrative Code, notification shall be provided at least fifteen days prior to the effective date of the action.	3701.132	Yes, federal law	Yes, federal law

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3701-42-09 (B)	Shall	For any action in which the vendor or applicant may request an administrative or abbreviated review under paragraphs (A)(1) and (A)(2) of this rule, the written notification shall be mailed in accordance with the following requirements:	3701.132	Yes, federal law	Yes, federal law
3701-42-09 (B) (1)	Shall	The notification required by paragraph (B) of this rule shall be provided by certified mail, return receipt requested, by hand-delivery or other delivery method that verifies receipt.	3701.132	Yes, federal law	Yes, federal law
3701-42-09 (B) (1)	Shall	If the notification is sent by certified mail return receipt requested, and is returned because of failure of delivery, the director shall send the notification by regular mail to the primary location listed on the application for WIC program authorization.	3701.132	No, general rulemaking authority	No, general rulemaking authority
3701-42-09 (B) (1)	Shall	In such a case, the notification shall be deemed to have been received on the third day after it is mailed.	3701.132	No, general rulemaking authority	No, general rulemaking authority
3701-42-09 (B) (2)	Shall	The notification shall state that the affected party may obtain administrative review or abbreviated review, whichever is applicable, under this rule if the request is received by the department within fifteen days after the affected party receives or is deemed to have received the notification.	3701.132	Yes, federal law	Yes, federal law
3701-42-09 (B) (2)	Shall	The notification also shall list the address to which a request for administrative or abbreviated review shall be sent or delivered.	3701.132	No, general rulemaking authority	No, general rulemaking authority
3701-42-09 (C)	Shall	A disqualification from the WIC program shall take effect on the effective date specified by the director in the notification issued under paragraph (B) of this rule regardless of the pendency of an administrative or abbreviated review under this rule.	3701.132	Yes, federal law	Yes, federal law

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3701-42-09 (C)	Shall	If a contract expires before the completion of the administrative or abbreviated review or the issuance of the decision under this rule, the decision shall apply to any contract that has been executed since the date of the notification issued under paragraph (B) of this rule.	3701.132	Yes, federal law	Yes, federal law
3701-42-09 (D)	Must	The request for administrative review must be received by the department within fifteen days after the affected party receives or is deemed to have received the notification of the adverse action.	3701.132	Yes, federal law	Yes, federal law
3701-42-09 (D)	Shall	Upon receiving a timely request for administrative review, the director shall schedule the administrative review to be held before an impartial decision maker selected by the director.	3701.132	Yes, federal law	Yes, federal law
3701-42-09 (D) (1)	Shall	The impartial decision maker shall be licensed to practice law in Ohio and shall not have participated in any manner in the decision to take the adverse action against the affected party.	3701.132	Yes, federal law	Yes, federal law
3701-42-09 (D) (2)	Shall	The director shall mail or deliver notice of the date, time, and place of the administrative review to the affected party not less than ten days before the scheduled date.	3701.132	No, general rulemaking authority	No, general rulemaking authority
3701-42-09 (D) (3)	Shall	The affected party and the director each shall have one opportunity to reschedule the hearing date upon specific request to the impartial decision maker.	3701.132	Yes, federal law	Yes, federal law
3701-42-09 (D) (3)	Shall	Any other postponements shall be by agreement of the director, the affected party, and the impartial decision maker.	3701.132	Yes, federal law	Yes, federal law

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3701-42-09 (D) (3)	Shall	If the postponement will prevent the decision from being issued within the ninety-day period required by paragraph (H) of this rule, the impartial decision maker shall deny the postponement unless the affected party waives its right to a decision within that period.	3701.132	Yes, federal law	Yes, federal law
3701-42-09 (E)	Shall	Any such subpoenas shall be served in the manner prescribed by the "Ohio Rules of Civil Procedure."	3701.132	No, general rulemaking authority	No, general rulemaking authority
3701-42-09 (E)	Shall	The director shall issue subpoenas upon request by the affected party if the request is received by the director no fewer than fourteen days before the date set for the hearing.	3701.132	Yes, federal law	Yes, federal law
3701-42-09 (F)	Shall	At an administrative review, the affected party shall have the opportunity to present its case orally or in writing and to confront and cross-examine adverse witnesses.	3701.132	Yes, federal law	Yes, federal law
3701-42-09 (F)	Shall	The affected party shall have the opportunity to be represented by counsel, and shall have the opportunity to review the case record before the administrative review.	3701.132	Yes, federal law	Yes, federal law
3701-42-09 (G)	Must	The written response along with any evidence the affected party would like considered during the review must be received by the department within fifteen days after the affected party receives or is deemed to have received the notification.	3701.132	Yes, federal law	Yes, federal law
3701-42-09 (G)	Shall	The written response shall be reviewed by an individual designated by the director, who shall not have rendered the initial decision on the action, and whose determination is based solely on whether the director correctly applied federal or state statutes, regulations, rules, policies and procedures governing the WIC	3701.132	Yes, federal law	Yes, federal law

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		program, according to information provided to the vendor concerning the causes for the adverse action and the affected party's response.			
3701-42-09 (G)	Shall not	The written response shall be reviewed by an individual designated by the director, who shall not have rendered the initial decision on the action, and whose determination is based solely on whether the director correctly applied federal or state statutes, regulations, rules, policies and procedures governing the WIC program, according to information provided to the vendor concerning the causes for the adverse action and the affected party's response.	3701.132	Yes, federal law	Yes, federal law
3701-42-09 (H)	Shall	The impartial decision maker of an administrative review or the director's designee of an abbreviated review shall prepare a written decision as to the validity of the director's action.	3701.132	Yes, federal law	Yes, federal law
3701-42-09 (H) (1)	Shall	The decision shall: (1) Rest solely on the evidence presented for the review and the statutory and regulatory provisions governing the WIC program;	3701.132	Yes, federal law	Yes, federal law
3701-42-09 (H) (2)	Shall	The decision shall: (2) Describe the basis for the decision, but need not contain a full opinion or formal findings of fact and conclusions of law;	3701.132	Yes, federal law	Yes, federal law
3701-42-09 (H) (3)	Must	The decision shall: (3) Be sent to the affected party by certified mail, return receipt requested, or hand delivery no more than ninety days after the date on which the department received the request for the review, unless the affected party has waived the right to receive a decision within ninety days as provided in	3701.132	Yes, federal law	Yes, federal law

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		paragraph (D)(3) of this rule. A copy of the decision must be provided to the director; and			
3701-42-09 (H) (4)	Shall	The decision shall: (4) Shall be final and not subject to further administrative proceedings.	3701.132	Yes, federal law	Yes, federal law
3701-42-10 (A)	Shall	To apply for a contract, a pharmacy applicant shall complete an application packet on forms prescribed by the director.	3701.132	Yes, federal law	Yes, federal law
3701-42-10 (A)	Shall	The director shall determine a pharmacy applicant to be authorized by entering into a contract with the pharmacy applicant that meets the criteria set forth in rule 3701-42-03 of the Administrative Code, as applicable, to provide prescribed infant formula to participants.	3701.132	Yes, federal law	Yes, federal law
3701-42-10 (A)	Shall	The contract shall be for a term of no more than three years.	3701.132	Yes, federal law	Yes, federal law
3701-42-10 (A)	Shall	Unless otherwise provided in this rule, the contract beginning date shall be consistent with the dates set forth in paragraph (C) of rule 3701-42-03 of the Administrative Code.	3701.132	Yes, federal law	Yes, federal law
3701-42-10 (B)	Require	A pharmacy applicant is not required to have food assistance program authorization.	3701.132	No, general rulemaking authority	No, general rulemaking authority

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3701-42-10 (C)	Shall	A pharmacy shall only provide prescribed infant formula in exchange for the benefits on the WIC nutrition card unless the director determines it is in the best interest of the program to permit the location to also provide contract formula.	3701.132	No, general rulemaking authority	No, general rulemaking authority
3701-42-10 (C)	Must	The prescribed formula must be provided to the participant within twenty-four hours of request.	3701.132	No, general rulemaking authority	No, general rulemaking authority
3701-42-10 (D)	Shall	A pharmacy shall comply with the requirements of rules 3701-42-04, 3701-42-06, and 3701-42-07 of the Administrative Code, where applicable.	3701.132	No, general rulemaking authority	No, general rulemaking authority
3701-42-10 (E)	Shall	The director shall sanction a pharmacy that abuses the WIC program in accordance with rule 3701-42-08 of the Administrative Code.	3701.132	Yes, federal law	Yes, federal law
3701-42-10 (F)	Shall	A pharmacy or pharmacy applicant subject to an adverse action under rule 3701-42-08 of the Administrative Code shall have the right to an administrative or abbreviated review in accordance with rule 3701-42-09 of the Administrative Code.	3701.132	Yes, federal law	Yes, federal law
3701-43-02(A)	Shall	The director shall apply the standards and procedures prescribed by this rule and others for making determinations as to whether these applicants are eligible providers.	3701.021	Yes, state law	Yes, state law
3701-43-02(A)(2)	Shall	...the effective date of this rule is not required to apply for approval under this rule and shall be considered a provider for purposes of this chapter.	3701.021	Yes, state law	Yes, state law

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3701-43-02(B)	Shall	in addition to meeting the standards prescribed by the applicable provisions of this chapter, a provider applicant shall meet the following requirements to be eligible to be a provider:	3701.021	Yes, state law	Yes, state law
3701-43-02(B)(2)(b)(3)	Shall	submit a provider application on a form prescribed by the director, which shall be completed in full and shall include any additional information required by applicable provisions of this chapter;	3701.021	Yes, state law	Yes, state law
3701-43-02(B)(2)(b)(4)	Shall	The provider applicant shall submit any additional information requested by the director for purposes of determining whether the applicant meets the standards for eligibility to be a provider	3701.021	Yes, state law	Yes, state law
3701-43-02(D)	Shall	For each provider, the director shall specify the scope of services or goods the provider is approved to provide. The director shall determine the scope of goods or services based upon:	3701.021	Yes, state law	Yes, state law
3701-43-02(F)	Shall	The director may request additional information, which the provider shall submit so that it is received by the director no later than forty-five days after the date on the request.	3701.021	Yes, state law	Yes, state law
3701-43-03(B)	Shall	To be approved as a provider, a physician shall:	3701.021	Yes, state law	Yes, state law
3701-43-03(B)(2)(a)	Shall	All physicians shall be certified by a certifying board of the American Board of Medical Specialties or a certifying board of the American Osteopathic Association.	3701.021	Yes, state law	Yes, state law

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3701-43-03(B)(2)(b)	Shall	To be designated a subspecialist, a physician shall be certified in the relevant subspecialty by a certifying board of the American Board of Medical Specialties or a certifying board of the American Osteopathic Association.	3701.021	Yes, state law	Yes, state law
3701-43-03(F)	Shall	Physician Provider applicants shall	3701.021	Yes, state law	Yes, state law
3701-43-04(A)(1)	Must	Hospitals: must be approved by joint commission, American osteopathic association, or healthcare facilities accreditation program	3701.21	Yes, state law	Yes, state law
3701-43-04(A)(2)	Must	must be licensed or registered in the state in which they are located	3701.21	Yes, state law	Yes, state law
3701-43-04(A)(3)	Must	For inpatient services and outpatient surgery, must have:	3701.21	Yes, state law	Yes, state law
3701-43-04(A)(4)	Must	Must meet national standards of care for children with special healthcare needs including but not limited to the American academy of pediatrics.	3701.21	Yes, state law	Yes, state law
3701-43-04(B)	Must	Ambulatory surgery centers must be accredited by the joint commission, the accreditation association for ambulatory healthcare or the American association for accreditation of ambulatory surgery facilities.	3701.21	Yes, state law	Yes, state law

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3701-43-04(C)	Must	Rehabilitation clinics and outpatient therapy centers must be accredited by the commission on accreditation for rehabilitation facilities or American association for accreditation of ambulatory surgery facilities as appropriate.	3701.21	Yes, state law	Yes, state law
3701-43-05(A)	Shall	To be approved as a medical equipment supplier of orthotics, prosthetics, or wheelchairs, a provider shall meet the requirements of rule 3701-43-02 of the Administrative Code and the following:	3701.021	Yes, state law	Yes, state law
3701-43-05(B)(1)	Shall	A prosthetist or orthotist, he or she shall:	3701.021	Yes, state law	Yes, state law
3701-43-05(B)(2)	Shall	Neither a prosthetist nor an orthotist but supplies wheelchairs, the provider shall possess a certificate of attendance at a seating seminar presented by a major wheelchair manufacturer and be capable of providing maintenance and repair of wheelchairs on the provider's premises.	3701.021	Yes, state law	Yes, state law
3701-43-05(C)	Shall	All orthotic, prosthetic, or wheelchair services provided shall be requested by a physician approved under rule 3701-43-03 of the administrative code	3701.021	Yes, state law	Yes, state law
3701-43-06(A)	Must	To be approved for general dentist services, a dentist must be a graduate of an approved dental school and licensed as such by the state of Ohio or in the state in which the dentist's practice is located	3701.21	Yes, state law	Yes, state law
3701-43-06(B)	Shall	A dentist specialist shall:	3701.21	Yes, state law	Yes, state law

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3701-43-07(A)	Shall	To be eligible for consideration as a provider, the following applicants must be licensed, registered or certified in accordance with the following:	3701.021	Yes, state law	Yes, state law
3701-43-07(B)	Shall	In addition to the requirements of paragraph (A) of this rule, services provided by eligible providers shall be requested by the child's physician and shall meet the following requirements:	3701.021	Yes, state law	Yes, state law
3701-43-07(B)(1)	Shall	Advance practice nurses shall provide services permitted under section 4723.43 of the Revised Code	3701.021	Yes, state law	Yes, state law
3701-43-07(B)(2)	Shall	Dietetic services shall be prescribed by a physician approved under rule 3701-43-03 of the Administrative Code	3701.021	Yes, state law	Yes, state law
3701-43-07(B)(3)	Shall	Hearing aid dealer and fitter services shall be prescribed by an otolaryngologist approved under rule 3701-43-03 of the Administrative Code	3701.021	Yes, state law	Yes, state law
3701-43-07(B)(4)	Shall	Optometry services shall be prescribed by an ophthalmologist approved under rule 3701-43-03 of the Administrative Code	3701.021	Yes, state law	Yes, state law
3701-43-07(B)(5)	Shall	Podiatrist services shall be prescribed by a physician approved under rule 3701-43-03 of the Administrative Code	3701.021	Yes, state law	Yes, state law

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3701-43-07(B)(6)	Shall	Pharmacist services shall be prescribed by a physician approved under rule 3701-43-03 of the Administrative Code	3701.021	Yes, state law	Yes, state law
3701-43-07(B)(7)	Shall	Physical therapy, occupational therapy, speech therapy, and audiology services shall be prescribed by a physician approved under rule 3701-43-03 of the Administrative Code	3701.021	Yes, state law	Yes, state law
3701-43-07(B)(8)	Shall	Podiatric services shall be prescribed by a physician approved under rule 3701-43-03 of the Administrative Code	3701.021	Yes, state law	Yes, state law
3701-43-07(B)(8)	Shall	Psychological services shall be prescribed by a physician approved under rule 3701-43-03 of the Administrative Code	3701.021	Yes, state law	Yes, state law
3701-43-08(A)(1)	Must	Must meet the definition of a "local health department" as defined under paragraph (F) of rule 3701-43-01 of the Administrative Code	3701.021, 3701.023	Yes, state law	Yes, state law
3701-43-08(A)(2)	Must	Must meet provider requirements of rule 3701-43-02 of the Administrative Code.	3701.021, 3701.023	Yes, state law	Yes, state law
3701-43-08(B)(1)	Must	Must meet the requirements of paragraph (A) of this rule;	3701.021, 3701.023	Yes, state law	Yes, state law

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3701-43-08(B)(2)	Must	Must employ, or contract with, licensed registered nurses as defined in division (A) of section 4723.01 of the Revised Code for the purpose of providing public health nursing services as defined under paragraph (Q) of rule 3701-43-01 of the Administrative Code for individuals on the program;	3701.021, 3701.023	Yes, state law	Yes, state law
3701-43-08(B)(3)	Must	Must comply with the medical policies for public health nurses serving children with special health care needs as established in the operation manual;	3701.021, 3701.023	Yes, state law	Yes, state law
3701-43-08(B)(4)	Must	Must notify the program in writing no less than thirty days of ceasing to provide public health nursing services to individuals within its jurisdiction on the program. A local health department may enter into an agreement with another local health department provider to provide public health nursing services within its jurisdiction. The local health departments involved must notify the program in writing no less than thirty days in advance of this arrangement.	3701.021, 3701.023	Yes, state law	Yes, state law
3701-43-08(D)(1)	Must	Must meet the requirements of paragraph (A) of this rule;	3701.021, 3701.023	Yes, state law	Yes, state law
3701-43-08(D)(2)	Must	Must be a medicaid provider	3701.021, 3701.023	Yes, state law	Yes, state law
3701-43-08(D)(3)	Must	Must be a home health agency certified under the medicare program pursuant to 42 U.S.C. 1302(1987), 42 U.S.C. 1395(hh), and 42 C.F.R. part 484(2000); or may contract with providers who are physical therapists, occupational therapists, speech pathologists, or dieticians who meet provider requirements in rule 3701-43-07 of the Administrative Code.	3701.021, 3701.023	Yes, state law	Yes, state law

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3701-43-09(C)	Shall	A provider shall submit a request for payment on a form prescribed by the director and containing at least the name and identification number of the applicant or recipient to whom the services or goods were provided, the provider's identification number, a description of the goods or services provided and the amount of the charges for the goods or services. The request for payment shall be submitted so that it is received by the director no later than twelve months after the last date on which goods or services included in the request were furnished.	3701.021, 3701.023	Yes, state law	Yes, state law
3701-43-09(E)	Shall	A provider shall submit claims for medicaid benefits and for all other third-party benefits which may provide payment for the services rendered or goods supplied and shall make all reasonable efforts to assist the recipient to whom the goods or services were provided and the recipient's parent, guardian or other legal representative to submit claims for third-party benefits and any information necessary for processing the claims. The claims for third-party benefits shall have been submitted no less than sixty days before a request for payment is submitted to the director under this rule.	3701.021, 3701.023	Yes, state law	Yes, state law
3701-43-11(A)(1)	Shall	The applicant, parent, guardian or other legal representative of the child for whom services are being requested shall submit to the director a signed consent form allowing the program to release information to persons or agencies who may participate in or facilitate the delivery of authorized services to the child;	3701.021, 3701.023	Yes, state law	Yes, state law
3701-43-11(A)(2)	Shall	The managing physician shall sign and submit to the director a medical application on a form prescribed by the director. The form shall be completed in full and shall include an individual plan for diagnostic services describing the medical and nonmedical procedures needed for diagnosing or confirming a medical condition of the applicant. The completed medical application inclusive of signed consent forms shall be received by the director within sixty days of the initial examination.	3701.021, 3701.023	Yes, state law	Yes, state law

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3701-43-11(D)	Shall	If the completed medical application is received by the director within sixty days of the date of initial examination by the managing physician, eligibility for diagnostic services shall be effective no earlier than the initial date of examination by the managing physician.	3701.021, 3701.023	Yes, state law	Yes, state law
3701-43-12(A)(4)	Shall	The managing physician and any provider shall furnish to the director upon request medical reports and progress records verifying completion of the diagnostic services and indicating whether the child has a handicapping condition;	3701.021, 3701.023	Yes, state law	Yes, state law
3701-43-12(A)(6)	Must	Request for authorization of services must be received within eleven months from date of service to enable payment for those services to occur in accordance with this chapter.	3701.021, 3701.023	No, general rulemaking authority	No, general rulemaking authority
3701-43-13(A)	Shall	An applicant who wishes to be approved as a service coordinator shall:	3701.21	Yes, state law	Yes, state law
3701-43-13(B)	Shall	To be eligible for service coordination services the following applications shall be submitted to the director within sixty days of an initial meeting between the service coordinator and the applicant:	3701.21	Yes, state law	Yes, state law
3701-43-13(B)(1)	Shall	An applicant, parent, guardian or other legal representative of applicant shall submit to the director a signed application on a form prescribed by the director.	3701.21	Yes, state law	Yes, state law
3701-43-13(B)(1)	Shall	The application form shall include consent and authorization for the program to release information to persons or agencies who may participate in or facilitate the delivery of authorized services to the applicant; and,	3701.21	Yes, state law	Yes, state law

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3701-43-13(B)(2)	Shall	The service coordinator, approved as a provider in accordance with rule 3701-43-02 of the Administrative code, shall sign and submit to the director a completed application on a form prescribed by the director, documenting that the applicant has a medically handicapping condition that is eligible for service coordination and that the child's medical care is managed by an approved hospital-based interdisciplinary specialty team or physician provider office team.	3701.21	Yes, state law	Yes, state law
3701-43-13(E)	Must	The service coordinator must submit a comprehensive service plan annually on behalf of each recipient of service coordination.	3701.21	Yes, state law	Yes, state law
3701-43-13(F)	Shall	The recipient of service coordination, the recipient's parent, guardian or other legal representative, or the service coordinator shall notify the director in writing of any changes in information included in the application form including: name, address, phone number, change of service coordinator or managing physician within thirty days of such a change.	3701.21	Yes, state law	Yes, state law
3701-43-13(G)	Shall	Applications for renewal of eligibility shall be submitted and reviewed in the same manner as initial applications for eligibility under this rule.	3701.21	Yes, state law	Yes, state law
3701-43-14(A)(4)	Shall	The service coordinator shall furnish to the director a comprehensive service plan in accordance with medical policies verifying progress in the coordination of services for the child.	3701.021	Yes, state law	Yes, state law
3701-43-15(B)	Shall	The application shall consist of:	3701.021	Yes, state law	Yes, state law

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3701-43-15(C)	Shall	A medical application shall be submitted to the director in the following manner:	3701.021	Yes, state law	Yes, state law
3701-43-15(C)(1)	Shall	The medical application shall be submitted by the applicant's managing physician on a form prescribed by the director;	3701.021	Yes, state law	Yes, state law
3701-43-15(C)(2)	Shall	The medical application form shall be completed in full, shall include an individualized plan of treatment describing the medical and nonmedical interventions needed for treatment of the applicant and shall be signed by the managing physician. The managing physician also shall submit any medical reports necessary to determine medical eligibility under rule 3701-43-17 of the Administrative Code;	3701.021	Yes, state law	Yes, state law
3701-43-15(C)(3)	Shall	The managing physician shall submit the medical application form so that it is received by the director no later than sixty days after the requested effective date of program eligibility. The requested effective date of program eligibility shall not be earlier than the date of the initial examination of the applicant by the managing physician; and	3701.021	Yes, state law	Yes, state law
3701-43-15(C)(4)	Shall	The managing physician shall submit medical reports or additional information requested by the director for the purposes of determining medical eligibility so that it is received by the director no later than thirty days after the date appearing on the letter requesting the information.	3701.021	Yes, state law	Yes, state law
3701-43-15(D)	Shall	A financial application shall be submitted to the director in the following manner:	3701.021	Yes, state law	Yes, state law

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3701-43-15(D)(1)	Shall	The financial application shall be on a form prescribed by the director;	3701.021	Yes, state law	Yes, state law
3701-43-15(D)(2)	Shall	The financial application shall be completed in full and shall include:	3701.021	Yes, state law	Yes, state law
3701-43-15(D)(3)	Shall	The financial application and the signed consent and release form shall be submitted so that it is received by the director no later than sixty days after the forms were mailed by the program to the applicant; and	3701.021	Yes, state law	Yes, state law
3701-43-15(D)(4)	Shall	Upon request by the director, the applicant or his or her parent, guardian or other legal representative shall submit the following information so that it is received by the director no later than sixty days after the date appearing on the letter requesting the information:	3701.021	Yes, state law	Yes, state law
3701-43-15(I)	Shall	The applicant or his or her parent, guardian or other legal representative shall notify the director in writing of any changes in information including name, address, phone number, medical care provider, insurance coverage, medicaid status, or change in any other available third party coverage within thirty days of such change. Failure to notify the director of a change may result in denial of coverage.	3701.021	Yes, state law	Yes, state law
3701-43-15(J)	Shall	Applications for renewal of eligibility shall be submitted and reviewed in the same manner as initial applications for eligibility under this rule. In the event that different time periods have been established for a recipient's medical and financial eligibility under paragraph (H) of this rule, the director may waive submission, for renewal purposes, of either the financial or medical application, as applicable.	3701.021	Yes, state law	Yes, state law

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3701-43-16(A)(1)	Shall	Income guidelines" means the guidelines, as established by the director on April first of each year, for use in determining financial eligibility for payment for treatment. The income guidelines shall be equal to one hundred eighty-five per cent of the poverty income for each size family, as reported in the "Federal Register" by the United States department of health and human services, rounded up to the nearest five hundred dollars.	3701.021	Yes, state law	Yes, state law
3701-43-16(A)(3)	Shall	In the case of an applicant or recipient who is eighteen or more years of age and self-supporting or twenty-one or more years of age, the family income shall include only the adjusted gross income of the applicant or recipient.	3701.021	Yes, state law	Yes, state law
3701-43-16(A)(3)	Shall not	For the purposes of this rule, family income shall not include educational scholarships, loans, and grants; amounts spent by the family unit for child care expenses; amounts spent by the family unit for respite care (with appropriate verification from a qualified respite care provider); and lump-sum death benefits.	3701.021	Yes, state law	Yes, state law
3701-43-16.1(G)	Shall	The eligible participant or legal representative shall submit, within thirty days of the date of the change, documentation of any changes to income that result in an increase in annual gross earnings, changes to the eligible participant's medical condition or treatment thereof, changes to the eligible participant's health insurance coverage or documentation of any other changes that would affect the eligible participant's eligibility for assistance.	3701.021, 3701.029	No, general rulemaking authority	No, general rulemaking authority
3701-43-18(A)	Shall	An applicant's managing physician shall request authorization for provision of goods or services by submitting an individualized plan of treatment as part of the medical application for program eligibility under rule 3701-43-15 of the Administrative Code.	3701.021	Yes, state law	Yes, state law
3701-43-18(C)	Must	The managing physician and any provider must furnish any information requested by the director, including but not limited to medical or operative reports, hospital discharge summaries, evaluation reports, and other descriptions of services, that is	3701.021	Yes, state law	Yes, state law

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		necessary to determine whether the goods or services may be authorized.			
3701-43-18(C)	Must	The information must be submitted so that it is received by the director within eleven months of the date of service.	3701.021	Yes, state law	Yes, state law
3701-43-18(C)	Shall	The managing physician and any provider also shall submit any information requested by the director to evaluate the results achieved by the provision of the goods or services.	3701.021	Yes, state law	Yes, state law
3701-43-19	Shall	Notwithstanding any contract provision to the contrary, any bureau payments for costs of treatment, supportive services, accessories and their upkeep, shall be in excess of and secondary to payments of any third-party payor, and therefore any bureau payments for costs shall be made after all third-party payment sources are exhausted.	3701.021	Yes, state law	Yes, state law
3701-43-20(C)	Shall	<p>The director shall require that the following written documentation be submitted by the recipient or the recipient's parent, guardian or other legal representative to determine the recipient's eligibility for assistance:</p> <p>(1) Insurance explanation of benefits (EOBs) or equivalent documentation as determined acceptable by the director for the recipient for the six months preceding the date of the letter that is sent by the department requesting the eligibility documentation;</p> <p>(2) A notice of premium or equivalent documentation as determined acceptable by the director to document the amount of the monthly insurance premium;</p>	3701.021	Yes, state law	Yes, state law

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		<p>(3) A copy of the COBRA notification and COBRA election forms if a COBRA option is being exercised; and</p> <p>(4) Any other documentation as required by the director.</p>			
3701-43-20(F)	Shall	The recipient or eligible participant or their parent, guardian or other legal representative shall submit, within thirty days of the date of the change, documentation of any changes to income that result in an increase in annual gross earnings, changes to the recipient's or eligible participant's medical condition or treatment thereof, changes to the recipient's or eligible participant's health insurance coverage, or documentation of any other changes that would affect the recipient's or eligible participant's eligibility for assistance.	3701.021	Yes, state law	Yes, state law
3701-43-21(F)	Shall	The recipient or eligible participant or parent, guardian or other legal representative shall submit within thirty days of the date of the change, documentation of any changes to income that result in an increase in annual gross earnings, changes to the recipient's health insurance coverage, changes in medicaid status, changes in recipient's medicaid spenddown amount or documentation of any other changes that would affect the recipient's eligibility for assistance.	3701.021	Yes, state law	Yes, state law
3701-43-23(B)	Shall	The request for reconsideration shall contain a statement of the reasons that the affected party believes that the proposed decision is incorrect or inappropriate, a copy of the denial letter, and may also include any written documentation, arguments, or other materials that the affected party wishes to submit for the purposes of this rule:	3701.021	Yes, state law	Yes, state law
3701-43-23(C)	Shall	The affected party shall file any requested information with the director no later than forty-five days after the date on the request for additional information.	3701.021	Yes, state law	Yes, state law

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3701-43-23(H)	Shall	The hearing officer shall submit to the director within thirty days of the date of the conclusion of the hearing a written report setting forth his findings of fact and conclusions of law and a recommendation of the action to be taken.	3701.021	No, general rulemaking authority	No, general rulemaking authority
3701-43-23(I)	Shall	The decision of the director under this paragraph shall be final.	3701.021	No, general rulemaking authority	No, general rulemaking authority
3701-43-24(A)	Shall	he medically handicapped children's medical advisory council, created by section 3701.025 of the Revised Code, shall consist of twenty-one members appointed by the director for terms set by paragraph (B) of this rule	3701.021	Yes, state law	Yes, state law
3701-43-24(A)(1)	Shall	All members shall be licensed physicians, surgeons, dentists and other professionals in the field of medicine;	3701.021, 3701.025	Yes, state law	Yes, state law
3701-43-24(A)(2)	Shall	All members shall be providers	3701.021, 3701.025	Yes, state law	Yes, state law
3701-43-24(A)(3)	Shall	The members shall be representative of the various disciplines, geographic areas of Ohio and types of treatment facilities, such as hospitals, private and public health clinics and private physicians' offices, involved in the treatment of children with medically handicapping conditions.	3701.021, 3701.025	Yes, state law	Yes, state law
3701-43-24(B)	Shall	members of the medical advisory council shall serve terms of seven years.	3701.021, 3701.025	Yes, state law	Yes, state law

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3701-43-24(C)	Shall	Members of the medical advisory council shall serve at the pleasure of the director and shall be removed from membership for nonperformance of duties or for failure to continue to meet the qualifications established by paragraph (A) of this rule.	3701.021, 3701.025	Yes, state law	Yes, state law
3701-43-24(C)	Shall	A member appointed to fill a vacancy shall serve for the duration of the unexpired term and may be reappointed.	3701.021, 3701.025	Yes, state law	Yes, state law
3701-43-24(D)	Shall	The medical advisory council shall meet at least annually	3701.021	No, general rulemaking authority	No, general rulemaking authority
3701-43-24(D)	Shall	It shall adopt bylaws to govern its meetings and organization and the meetings and organization of its committees and shall review and update the bylaws periodically. The bylaws shall provide for the establishment by the medical advisory council of an executive committee of seven members which shall have and exercise all powers and duties of the medical advisory council.	3701.021	No, general rulemaking authority	No, general rulemaking authority
3701-43-24(D)	Shall	It shall adopt bylaws to govern its meetings and organization and the meetings and organization of its committees and shall review and update the bylaws periodically. The bylaws shall provide for the establishment by the medical advisory council of an executive committee of seven members which shall have and exercise all powers and duties of the medical advisory council.	3701.021	No, general rulemaking authority	No, general rulemaking authority
3701-43-24(D)	Shall	It shall adopt bylaws to govern its meetings and organization and the meetings and organization of its committees and shall review and update the bylaws periodically. The bylaws shall provide for the establishment by the medical advisory council of an executive committee of seven members which shall have and exercise all powers and duties of the medical advisory council.	3701.021	No, general rulemaking authority	No, general rulemaking authority

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3701-43-24(E)	Shall	The medical advisory council shall advise the director regarding	3701.021	No, general rulemaking authority	No, general rulemaking authority
3701-43-25	Shall	For the purposes of division (F) of section 3701.023 of the Revised Code, the board of county commissioners of each county shall annually appropriate to the credit of the medically handicapped children's county assessment fund established pursuant to section 3701.024 of the Revised Code an amount equal to one-tenth of one mill of the county's total general property tax duplicate.	3701.021, 3701.026	Yes, state law	Yes, state law
3701-43-26(A)	Shall	Effective October 1, 2013, all prescription drugs and nutritional formulas for which BCMH made payments on behalf of eligible clients shall be subject to inclusion in the manufacturer discount program.	3701.021, 3701.023	Yes, state law	Yes, state law
3701-43-26(A)	Shall	The manufacturer discount program shall apply to all prescription drugs and nutritional formulas for which BCMH made payments on behalf of eligible clients in each state fiscal year.	3701.021, 3701.023	Yes, state law	Yes, state law
3701-44-03(A)	Shall	To be eligible for benefits under the Ryan White part B program, an individual shall meet all of the following requirements:	3701.241(D)	Yes, state law	Yes, state law
3701-44-03(A)(1)	Must	The individual must be an Ohio resident;	3701.241(D)	Yes, federal law	Yes, federal law

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3701-44-03(A)(2)	Must	(2) The individual must have a verified HIV infection ; and	3701.241(D)	Yes, federal law	Yes, federal law
3701-44-03(A)(3)	Must	Applicants to the Ryan White part B programs must meet the following financial guidelines to be eligible:.	3701.241(D)	Yes, federal law	Yes, federal law
3701-44-03(A)(3)(a)	Must	The individual or individual's family gross income must be equal to or less than five hundred per cent of the federal poverty level (FPL) published in the federal register on or before the first of April of each calendar year.	3701.241(D)	Yes, both state and federal law	Yes, both state and federal law
3701-44-03(A)(3)(b)	Shall	The calculations shall exclude taxes and any mandatory retirement deduction.	3701.241(D)	Yes, federal law	Yes, federal law
3701-44-03(C)	Shall not	If the director restricts or reduces existing programs by changing the maximum income threshold set forth in paragraph (A)(3)(a) of this rule, the director shall not set the maximum income threshold below three hundred per cent of the federal poverty level.	3701.241(D)	No, general rulemaking authority	No, general rulemaking authority
3701-44-03(D)	Shall	An individual seeking reconsideration of a decision listed in paragraphs (B)(2) to (B)(5) of this rule shall file a written request for reconsideration with the department.	3701.241(D)	No, general rulemaking authority	No, general rulemaking authority
3701-44-03(D)(1)	Must	The request for reconsideration must be received within thirty days from the date the individual received a decision .	3701.241(D)	No, general rulemaking authority	No, general rulemaking authority

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3701-44-03(D)(1)	Must	The request for reconsideration must contain a statement of the reasons that the individual believes that the decision is incorrect or inconsistent with the Ryan White part B program guidelines, and may include any written documentation, arguments, or other materials that the affected party wishes to submit for the purposes of the reconsideration.	3701.241(D)	No, general rulemaking authority	No, general rulemaking authority
3701-44-03(D)(2)	Shall	Upon receiving a timely request for reconsideration, the director shall:	3701.241(D)	No, general rulemaking authority	No, general rulemaking authority
3701-44-03(D)(2)(a)	Shall	Except for good cause, additional information shall be submitted to the director within forty-five days of receiving a request for additional information.	3701.241(D)	No, general rulemaking authority	No, general rulemaking authority
3701-44-03(D)(2)(b)	Shall	The written decision shall include the reasons for the decision.	3701.241(D)	No, general rulemaking authority	
3701-44-04(A)	Shall	A request for a waiver shall be accompanied by documentation supporting the request.	3701.241(D)	No, general rulemaking authority	No, general rulemaking authority
3701-44-04(B)	May not	The director may not grant a waiver request if the approval of the request is contrary to any of the following:	3701.241(D)	No, general rulemaking authority	No, general rulemaking authority

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3701-45-02(A)(3)	Shall	The director shall establish eligibility criteria for participation in the program	The authority is in temp law Section 291.20 AM Sub HB 166 GA-133 that was renewed with this budget period.	No, general rulemaking authority	No, general rulemaking authority
3701-45-02(A)(4)	Shall	The director shall prescribe the manner and form for applications from eligible families and audiologists for use in the program.	The authority is in temp law Section 291.20 AM Sub HB 166 GA-133 that was renewed with this budget period.	No, general rulemaking authority	No, general rulemaking authority
3701-45-02(D)	Shall	The director or administrator shall:	The authority is in temp law Section 291.20 AM Sub HB 166 GA-133 that was renewed with this budget period.	No, general rulemaking authority	No, general rulemaking authority
3701-45-02(E)	Shall	Funds shall be disbursed in the manner set forth in this chapter until all funds have been expended.	The authority is in temp law Section 291.20 AM Sub HB 166 GA-133 that was renewed with this budget period.	No, general rulemaking authority	No, general rulemaking authority
3701-45-03(A)	Shall	The director, or program administrator, shall apply the requirements prescribed by this rule in determining whether a family and child are eligible for assistance in purchasing hearing aids through the program.	The authority is in temp law Section 291.20 AM Sub HB 166 GA-133 that was renewed with this budget period.	No, general rulemaking authority	No, general rulemaking authority
3701-45-03(C)	Must	In order to determine financial eligibility for the program, a family must do the following:	The authority is in temp law Section 291.20 AM Sub HB 166 GA-133 that was renewed with this budget period.	No, general rulemaking authority	No, general rulemaking authority

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3701-45-04(A)	Shall	An audiologist or hearing aid dealer and fitter requesting financial assistance on behalf of a family shall submit an application package in the manner and format prescribed by the director.	The authority is in temp law Section 291.20 AM Sub HB 166 GA-133 that was renewed with this budget period.	No, general rulemaking authority	No, general rulemaking authority
3701-45-04(B)	Shall	The application package shall minimally include:	The authority is in temp law Section 291.20 AM Sub HB 166 GA-133 that was renewed with this budget period.	No, general rulemaking authority	No, general rulemaking authority
3701-45-04(C)	Shall	Participating audiologist shall:	The authority is in temp law Section 291.20 AM Sub HB 166 GA-133 that was renewed with this budget period.	No, general rulemaking authority	No, general rulemaking authority
3701-45-04(D)	Shall	Participating hearing aid dealers and fitters shall:	The authority is in temp law Section 291.20 AM Sub HB 166 GA-133 that was renewed with this budget period.	No, general rulemaking authority	No, general rulemaking authority
3701-45-04(D)(1)	Must	The medical evaluation must have taken place within the preceding six months:	The authority is in temp law Section 291.20 AM Sub HB 166 GA-133 that was renewed with this budget period.	No, general rulemaking authority	No, general rulemaking authority
3701-45-04(D)(5)	Shall	Agree that any payment made for the cost of treatment, materials, and hearing aids under this program shall be in excess of and secondary to payments of any third-party payor and therefore any program payments for costs shall be made after all third-party payment sources are exhausted.	The authority is in temp law Section 291.20 AM Sub HB 166 GA-133 that was renewed with this budget period.	No, general rulemaking authority	No, general rulemaking authority

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3701-47-02	Shall	physician requirements when there is a fetus as defined in 3701-47-01	3701.341	Yes, state law	Yes, state law
3701-47-02(A)	Shall	Post-abortion care shall be provided in a hospital	3701.341	Yes, state law	Yes, state law
3701-47-02(B)	Shall	Written and oral discharge instructions shall be given	3701.341	Yes, state law	Yes, state law
3701-47-02(B)	Shall	Requirements for the discharge instructions including symptoms of complications, activities to be avoided, 24 hour emergency service, birth control information	3701.341	Yes, state law	Yes, state law
3701-47-02(B)(5)	Shall	Follow-up appointment shall be scheduled as indicated by condition of patient	3701.341	Yes, state law	Yes, state law
3701-47-02(C)	Shall	Rh typing shall be part of patient record	3701.341	Yes, state law	Yes, state law
3701-47-02(C)	Shall	Anti-Rh globulin therapy shall be given to all Rh negative patients	3701.341	Yes, state law	Yes, state law

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3701-47-02(C)	Shall	Document refusal of treatment in patient record	3701.341	Yes, state law	Yes, state law
3701-47-03(A)	Shall	Abortion report submitted and requirements for fetus over 20 weeks gestation	2919.171	Yes, state law	Yes, state law
3701-47-03(B)	Shall	Report submitted within 15 days of procedure	2919.171	Yes, state law	Yes, state law
3701-47-03(C)	Shall	Late fee	2919.171	Yes, state law	Yes, state law
3701-47-03(G)	Shall	Report required for procedures performed between October 20, 2011 and effective date of rule. Submitted by March 1, 2012	2919.171	Yes, state law	Yes, state law
3701-47-03(H)	Shall	Report submitted on paper unless director develops electronic filing	2919.171	Yes, state law	Yes, state law
3701-47-04	Shall	Physician shall obtain pathology examination if cause	3701.341	Yes, state law	Yes, state law

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3701-47-05(A)	Shall	Fetus shall be disposed of in a humane manner	3701.341	Yes, state law	Yes, state law
3701-47-05(B)	Shall	Prohibits sale or experimentation upon products of human conception	3701.341	Yes, state law	Yes, state law
3701-47-06(A)	Shall	Patient made aware of pre-abortion and post-abortion counseling	3701.341	Yes, state law	Yes, state law
3701-47-06(B)	Shall	Counseling not forced upon patient	3701.341	Yes, state law	Yes, state law
3701-47-06©	Shall	Patient treated in a safe, humane and dignified manner	3701.341	Yes, state law	Yes, state law
3701-48-02(A)	Shall	A 501(c) organization that wishes to obtain funding from the save our sight fund shall respond to a request for proposals issued by the director.	ORC 3701.21	Yes, state law	Yes, state law
3701-48-02(A)	Shall	The director shall determine the appropriateness of, and approve or disapprove projects for funding, and approve or disapprove the disbursement of money from the save our sight fund.	ORC 3701.21	Yes, state law	Yes, state law

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3701-48-02(B)	Shall	Any response to a request for proposals for grants shall be submitted to the department of health by the date required in the request for proposal	ORC 3701.21	Yes, state law	Yes, state law
3701-48-02(B)	Shall	...and shall comply with the procedures outlined in the department's "Ohio Grants Administrative Policy and Procedures" (OGAPP)	ORC 3701.21	Yes, state law	Yes, state law
3701-48-02(C)	Must	To be eligible for funding from the save our sight fund, the applicant must submit:	ORC 3701.21	Yes, state law	Yes, state law
3701-48-02(D)(1)(a)	Must	Any screener training and certification program awarded funding through this program must comply with the department's requirements for the screening of school-aged children	ORC 3701.21	Yes, state law	Yes, state law
3701-48-02(D)(1)(a)	Must	must comply with the department's preschool vision screening guidelines	ORC 3701.21	Yes, state law	Yes, state law
3701-48-02(D)(1)(b)	Must	Any screener training and certification program awarded funding through this program must include, at a minimum:	ORC 3701.21	Yes, state law	Yes, state law
3701-48-02(D)(2)(4)	Shall	Any registry developed and implemented shall include:	ORC 3701.21	Yes, state law	Yes, state law

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3701-48-03	Shall	The director of health shall use the money in the save our sight fund in accordance with the following:	ORC 3701.21	Yes, state law	Yes, state law
3701-49-01 (A)	Shall	shall charge a fee for each laboratory specimen	ORC 119.03, ORC 3701.221, ORC 3701.501	Yes, state law	Yes, state law
3701-49-01 (B)	Shall not	fees shall not be charged for	ORC 119.03, ORC 3701.221, ORC 3701.501	Yes, state law	Yes, state law
3701-49-01 (B) (4)	Shall	shall be limited to one diagnostic specimen	ORC 119.03, ORC 3701.221, ORC 3701.501	Yes, state law	Yes, state law
3701-49-01 (B) (4)	Shall not	shall not include repeat tests	ORC 119.03, ORC 3701.221, ORC 3701.501	Yes, state law	Yes, state law
3701-49-01 (C)	Shall	shall be exempted from the fees required	ORC 119.03, ORC 3701.221, ORC 3701.501	Yes, state law	Yes, state law

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3701-49-01.1 (A)	Shall	the director of health shall charge and collect a fee	ORC 119.03, ORC 3701.221, ORC 3701.501	Yes, state law	Yes, state law
3701-49-01.1 (B)	Shall	A fee established under this paragraph shall remain in effect	ORC 119.03, ORC 3701.221, ORC 3701.501	Yes, state law	Yes, state law
3701-49-02	Shall	The director of health shall develop as appropriate procedures or the administration of this laboratory fee charge program	ORC 119.03, ORC 3701.221, ORC 3701.22	Yes, state law	Yes, state law
3701-51-01(A)	Shall	public notice of public hearing on rule changes shall be published in the Register of Ohio	3701.03, 3701.04	No, general rulemaking authority	No, general rulemaking authority
370151-01(A)	Shall	Notice requirements	3701.03, 3701.04	No, general rulemaking authority	No, general rulemaking authority
3701-51-01(B)	Shall	Office of General Counsel shall maintain a mailing list of people who request a copy of the public notice	3701.03, 3701.04	No, general rulemaking authority	No, general rulemaking authority
3701-51-01(B)	Shall	Send copy of public notice by mail or e-mail at least 30 days prior to public hearing	3701-03, 3701.04	No, general rulemaking authority	No, general rulemaking authority

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3701-52-01 K	Shall	The term hotel/motel shall have the same meaning as in section 3731.01 ORC.	3794.07	Yes, state law	Yes, state law
M1	Shall	Outdoor patios shall be physically separated from any enclosed area	3794.07	Yes, state law	Yes, state law
M1	Shall	A proprietor shall comply with ORC 3794.02 when they have an outdoor patio.	3794.07	Yes, state law	Yes, state law
M2	Shall	When smoking is permitted, the outdoor patio shall be open to the air.	3794.07	Yes, state law	Yes, state law
M2a	Shall	An outdoor patio shall be presumed to be open to the air not more than 50% of the surface area is covered.	3794.07	Yes, state law	Yes, state law
M2b	Shall	An outdoor patio that has the capability of being closed off shall be regarded as an enclosed area when coverings are in place.	3794.07	Yes, state law	Yes, state law
M2b	Shall	Smoking shall not be when outdoor patio coverings are in place.	3794.07	Yes, state law	Yes, state law

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M2c	Shall not	The presence of smoke shall not be the sole factor of determination of compliance.	3794.07	Yes, state law	Yes, state law
M3	Shall	A roof or other overhead covering shall include any structure or arrangement that impedes air flow.	3794.07	Yes, state law	Yes, state law
3701 – 52 – 02 A	Shall	No proprietor shall permit smoking in public places or places of employment.	3794.02; 3794.07	Yes, state law	Yes, state law
B	Shall	Requires proprietor to take steps to ensure that smoke does not enter spaces where smoking is prohibited.	3794.02; 3794.07	Yes, state law	Yes, state law
C	Shall not	Establishes that a proprietor shall not be deemed in violation if smoke inadvertently enters prohibited areas.	3794.07	Yes, state law	Yes, state law
D	Shall	Requires a proprietor to post no smoking signs.	3794.06; 3794.07	Yes, state law	Yes, state law
E	Shall	Requires proprietor to identify themselves upon request of the Department.	3794.06; 3794.07	No, general rulemaking authority	No, general rulemaking authority

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F	Shall	Requires a proprietor to remove ashtrays and other smoking material receptacles. Establishes that this does not apply to vehicle ashtrays.	3794.06;3794.07	Yes, state law	Yes, state law
G	Must	Requires a proprietor to provide immediate access to the department.	3794.07	No, general rulemaking authority	No, general rulemaking authority
I	Shall	No proprietor shall discharge, refusal to hire, or any other retaliation against an individual for exercising their rights to report violations.	3794.02;3794.07	Yes, state law	Yes, state law
3701 – 52 – 03 A	Shall	No person shall refuse to stop smoking upon request.	3794.02;3794.07	Yes, state law	Yes, state law
B	Shall	No person shall retaliate against another for reporting a violation under the statute.	3794.02;3794.07	Yes, state law	Yes, state law
3701 – 52 – 04 A	Shall	Establishes the areas that are exempt from the statute.	3794.03;3794.07	Yes, state law	Yes, state law
F1	Shall	No employees shall be required to accompany a resident to a smoking area.	3794.03; 3794.07	Yes, state law	

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H	Shall not	Requires that academic laboratories in which smoking is studied not be open to the public.	3794.03;3794.07	Yes, state law	Yes, state law
H	Shall	Laboratories for research of smoking shall be sdesigned to minimize smoking exposure.	3794.03; 3794.07	Yes, state law	Yes, state law
H	Shall	The research program administrator shall annually file a notice of new research with the Direcctor of Health.	3794.07	Yes, state law	Yes, state law
3701-52-05 B1	Shall	Establishes the annual affidavit filing requirements for retail tobacco stores established prior to 12/7/06.	3794.03;3794.07	Yes, state law	Yes, state law
B2	Shall	Retail tobacco store shall provide the department with additional information upon request.	3794.03;3794.07	Yes, state law	Yes, state law
B3	Shall	Requires the affidavit to be postmarked by January 31st each year.	3794.03;3794.07	Yes, state law	Yes, state law
C1	Shall	Requires a retail tobacco established after 12/7/06 to be in a freestanding building.	3794.03;3794.07	Yes, state law	Yes, state law

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C2	Shall	The smoke from the retail tobacco store shall not migrate into any enclosed area.	3794.03; 3794.07		
D	Shall	Requires the department to provide each retail establishment that submits the required documentation with written notice that the establishment is exempt within 60 days of receipt.	3794.07;3794.07	No, general rulemaking authority	No, general rulemaking authority
3701-52-06 A	Shall	No smoking signs shall be conspicuously posted	3794.06;3794.07	Yes, state law	Yes, state law
A	Shall	All signs shall contain a telephone number for reporting violations	3794.07	Yes, state law	Yes, state law
A1	Shall	Signs shall be of sufficient size	3794.07	Yes, state law	Yes, state law
A2	Shall	Signs shall be posted at a height and location seen by people entering the place	3794.07	Yes, state law	Yes, state law
A3	Shall	Signs posted in vehicles shall be firmly affixed to the dashboard	3794.07	No, general rulemaking authority	No, general rulemaking authority

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B	Shall	Signs shall be posted at pedestrian points of transition from smoking areas to nonsmoking areas	3794.07	No, general rulemaking authority	No, general rulemaking authority
B	Shall	Nothing in the rule shall prohibit places from posting extra signs	3794.07	No, general rulemaking authority	No, general rulemaking authority
B	Prohibit	Nothing in the rule shall prohibit places from posting extra signs	3794.07	No, general rulemaking authority	No, general rulemaking authority
C	Shall	Establishes that smoking is prohibited in areas that are designated as non-smoking and where no smoking signs are posted.	3794.05;3794.07	Yes, state law	Yes, state law
C	Prohibit	Establishes that smoking is prohibited in areas that are designated as non-smoking and where no smoking signs are posted.	3794.05;3794.07	Yes, state law	Yes, state law
3701 – 52 – 07 C2	Shall	Establishes the requirement that if a local health department or other agency or entity, agrees to be the directors designee for enforcement that a written request that includes the commitment and capacity to perform all enforcement duties in the resources and manpower necessary must be included in the letter.	3794.07	No, general rulemaking authority	No, general rulemaking authority
C3					

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D	Shall	Establishes the requirement that all designees for enforcement purposes shall perform the listed duties.	3794.07	No, general rulemaking authority	No, general rulemaking authority
D1	Shall	Requires a designee to maintain all records during the course of an audit, litigation, or other action related to the delegation of authority of the designee.	3794.07	No, general rulemaking authority	No, general rulemaking authority
D1	Shall	The designee shall return all records upon termination of the designation.	3794.07	No, general rulemaking authority	No, general rulemaking authority
E	Shall not	Prohibits the director from designating more than one designee for an area of jurisdiction.	3794.07	No, general rulemaking authority	No, general rulemaking authority
E		Requires the director to maintain a list of designees.	3794.07	No, general rulemaking authority	No, general rulemaking authority
F	Shall	Establishes the requirement for documented compensation rates when a designee negotiates a third-party agreement to perform designated duties.	3794.07	No, general rulemaking authority	No, general rulemaking authority
F	Shall	Establishes that the number of violations found shall not be the basis for compensation of the third party.	3794.07	No, general rulemaking authority	No, general rulemaking authority

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F	Shall	Establishes that the designee shall remain responsible for all investigations and enforcement.	3794.07	No, general rulemaking authority	No, general rulemaking authority
G	Shall	Requires the deposit of all monetary penalties collected for violations of the chapter to be deposited into the designated smoke-free workplace fund.	3794.07	Yes, state law	Yes, state law
G	Shall	Requires 90 percent of the penalties collected to be paid to the designee.	3794.07	No, general rulemaking authority	No, general rulemaking authority
G	Shall	Penalties shall be used for the purposes of Chapter 3794 and rules adopted under that chapter	3794.07	Yes, state law	Yes, state law
3701 – 52 – 08 A	Shall not	Establishes that an individual reporting a violation is not required to reveal their identity.	3794.07	No, general rulemaking authority	No, general rulemaking authority
A	Shall not	An anonymous complaint, alone, shall not be sufficient evidence to support a finding of violation	3794.07	No, general rulemaking authority	No, general rulemaking authority
B	Shall	Establishes the basic components of what is required for report of a violation.	3794.07	No, general rulemaking authority	No, general rulemaking authority

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C	Shall	Requires the dismissal without investigation of reports of violations that include information that does not support a finding of a violation.	3794.07	No, general rulemaking authority	No, general rulemaking authority
D	Shall	Requires the department to provide a proprietor with written notice of the report of a violation, a copy of the report, and an opportunity to provide the department with evidence to contest.	3794.07	Yes, state law	Yes, state law
D1	Shall	A proprietor or individual that wants to contest a report of a violation shall submit a written statement within thirty days of receipt of the report.	3794.07	Yes, state law	Yes, state law
D1	Shall	Requires written statement to be mailed to address on the notice.	3794.07	Yes, state law	Yes, state law
D2	Shall	Designees shall investigate all complete reports of violations that are transmitted to it.	3794.07	Yes, state law	Yes, state law
D3	Shall	All investigations shall include all investigation activities set forth in paragraphs (D)(2)(a) to (D)(2)(d) of this rule.	3794.07	Yes, state law	Yes, state law
E	Shall	Requires that all findings of violations be supported by a preponderance of evidence.	3794.07	No, general rulemaking authority	No, general rulemaking authority

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F	Shall	Upon the conclusion of an investigation, requires the department to determine whether a violation occurred.	3794.07	Yes, state law	Yes, state law
F	Shall	Prior to conclusion of an investigation the department shall determine the number violations, Establishes additional appeal and hearing rights, requires impartial decision-maker to be an Ohio lawyer, and the department provide notice of time and place for hearing.	3794.07	Yes, state law	Yes, state law
F	Shall	Allows a proprietor or individual the opportunity to review evidence.	3794.07	Yes, state law	Yes, state law
F1	Shall	Proprietors and individuals shall submit additional evidence to the department within thirty days of receiving notice of a proposed finding.	3794.07	Yes, state law	Yes, state law
F1a	Shall	The department shall notify, in writing, the proprietor or individual of the department's final decision and if the final decision is to affirm or amend the proposed findings,	3794.07	Yes, state law	Yes, state law
F1a	Shall	The written notice shall constitute the department's warning letter.	3794.07	Yes, state law	Yes, state law
F2	Shall	If a notice is returned because of failure of delivery, the department shall send the notice by regular mail to the address listed on the report.	3794.07	Yes, state law	Yes, state law

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F2	Shall	If a notice is returned because of failure of delivery, and the department sends a notice by regular mail, it shall be deemed received after three days.	3794.07	Yes, state law	Yes, state law
F2a	Shall	Proprietors/individuals shall submit a request for an administrative review within 30 days of receiving a notice of proposed findings.	3794.07	Yes, state law	Yes, state law
F2a	Shall	Upon receiving a request for an administrative review, the department shall schedule the administrative review before a board of health, designee, or impartial decision maker.	3794.07	Yes, state law	Yes, state law
F2ai	Shall	The impartial decision maker shall be licensed to practice law in Ohio	3794.07	Yes, state law	Yes, state law
F2aii	Shall	Not less than ten days before the scheduled date, the department shall mail or deliver notice of the date, time, and place of the administrative review to the proprietor, individual, or authorized representative	3794.07	Yes, state law	Yes, state law
F2aiii	Shall	Any postponements shall be by agreement of the proprietor or individual and the department	3794.07	Yes, state law	Yes, state law
F2aiv	Shall	At an administrative review, the proprietor or individual shall have the opportunity to present its case and to confront and cross-examine adverse witnesses	3794.07	Yes, state law	Yes, state law

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F2aiv	Shall	The proprietor or individual shall have the opportunity to be represented by counsel at their own expense	3794.07	Yes, state law	Yes, state law
F2aiv	Must	If the proprietor is a corporation or a limited liability company, it must be represented by an Ohio attorney.	3794.07	Yes, state law	Yes, state law
F2av	Shall	The department or impartial decision maker shall prepare a report and recommendation including findings of fact and conclusions of law	3794.07	Yes, state law	Yes, state law
F2av	Shall	The department or impartial decision maker shall mail by certified mail, return receipt requested, or hand deliver the report and recommendation to the proprietor or individual and the department.	3794.07	Yes, state law	Yes, state law
F2avi	Shall	Requires the department to consider all objections received within ten days of the receipt of a written report by the proprietor/individual before approving, modifying, or disapproving the recommendation.	3794.07	Yes, state law	Yes, state law
F2b	Shall	The decision of the department shall be final and not subject to further administrative proceedings.	3794.07	Yes, state law	Yes, state law
G	Shall	Requires the department to provide by certified mail, a final decision to the proprietor and/or individual.	3794.07	Yes, state law	Yes, state law

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G	Shall	A copy o.f such final decision shall, as applicable, be mailed to the attorneys or other representatives of record	3794.07	Yes, state law	Yes, state law
3701 – 52 – 09 A	Shall	Department shall fine proprietors according to schedule in paragraph (A)	3794.07	Yes, state law	Yes, state law
B	Shall	Department shall fine Individuals according to schedule in paragraph (B)	3794.07	Yes, state law	Yes, state law
C	Shall	Department shall fine for retaliation based upon the schedule in paragraph ©	3794.07	Yes, state law	Yes, state law
D	Shall not	Prohibits the consideration for determining the amount of fines, of violations occurring more than two years prior if there has been no subsequent or intervening violation and that time period.	3794.07	Yes, state law	Yes, state law
D	Shall	All complaints shall be aggregated when establishing fines	3794.07	Yes, state law	Yes, state law
F	Shall	Establishes that upon a finding of violation, subsequent days of noncompliance will constitute separate violations.	3794.07	Yes, state law	Yes, state law

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F	Shall	Fines shall be doubled when violation is found to be intentional.	3794.07	Yes, state law	Yes, state law
F	Shall not	Violations more than two years old shall not be considered.	3794.07	Yes, state law	Yes, state law
G	Shall	Requires the department to invoice the proprietor/individual for the fines imposed.	3794.07	Yes, state law	Yes, state law
G	Shall	Requires the payment of fines within 30 days of receipt of the invoice.	3794.07	Yes, state law	Yes, state law
G	Shall	Failure of a proprietor or individual to make timely payments in accordance with an agreed upon payment plan shall result additionally provided penalties.	3794.07	Yes, state law	Yes, state law
G	Shall	Requires all fines to be paid by cashiers check or money order payable to the Treasurer, State of Ohio.	3794.07	Yes, state law	Yes, state law
3701-53-01 (A)	shall	results shall be express as equivalent to defined units	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law

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3701-53-01 (A)	shall	results of tests shall be retained for not less than three years	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-01 (B)	shall	laboratory procedure manual shall be on file...	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-02 (C)	shall	samples of deep lung air shall be analyzed	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-02 (D)	shall	shall be analyzed	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-02 (D)	Shall	tests shall be retained...	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-02 (D)	shall	results shall be recorded on forms prescribed by the director	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-02 (E)	shall	shall be analyzed	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law

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3701-53-02 (E)	shall	test results shall be retained...	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-02 (E)	shall	results shall be retained in accordance with rules	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-03 (A)	Shall	Alcohol in blood shall be analyzed...	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-03 (A)	Shall	Alcohol in urine shall be analyzed	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-03 (A)	Shall	Alcohol in other bodily substances shall be analyzed	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-03 (A)	Must	must have documented sensitivity	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-03 (A)	Must	must have documented...specificity	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law

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3701-53-03 (A)	Must	must have documented... accuracy	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-03 (A)	Must	must have documented... precision	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-03 (A)	Must	must have documented... linearity	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-03 (B)	Shall	shall be analyzed based on approved techniques...	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-03 (B)	Must	must be confirmed by one or more dissimilar techniques	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-03 (B)	Must	must be part of a testing procedure	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-03 (B)	Must	must have similar or improved sensitivity	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law

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3701-53-03 (B)	Must	must have similar or...specificity	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-03 (B)	Must	must have similar or... accuracy	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-03 (B)	Must	must have similar or... precision	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-03 (B)	Must	must have similar or...linearity	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-04 (A)	shall	senior operator shall perform an instrument check	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-04 (A)(1)	shall	instrument shall be checked to detect RFI	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-04 (A)(1)	Shall not	if check is not valid, instrument shall not be used until it is serviced	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-53-04 (A)(2)	Shall	instrument shall be checked using approved solution	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-04 (A)(2)	Shall	result which is out of range shall be confirmed	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-04 (A)(2)	Shall not	instrument shall not be used until serviced or repaired	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-04 (B)	Shall	shall automatically perform a dry gas control	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-04 (B)	Shall	subject test shall include the collection of two breath samples	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-04 (C)	shall	representatives of the director shall perform instrument certification	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-04 (C)	Shall	traceable dry gas standard shall be used	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-53-04 (C)	Shall	instrument shall be certified no less frequently	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-04 (C)	Require	results outside the range specified...will require	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-04 (C)	Shall	results shall be retained	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-04 (D)	Shall	instrument check or certification shall be made before an instrument is placed in service	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-04 (D)	Shall	instrument check or certification shall be made before an instrument is placed in service following repairs	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-04 (E)	Shall not	approved solution shall not be used after expiration date	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-04 (E)	Shall	solution shall be refrigerated after first use	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-53-04 (E)	shall	bottle shall be retained until solution is discarded	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-04 (F)	Shall	laboratory techniques or methods shall be checked for proper calibration each testing day	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-04 (F)	Must	General direction does not mean that the designated laboratory director must be physically present	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-04 (G)	Shall	results shall be retained	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-05 (A)	Shall	samples shall be collected in accordance	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-05 (B)	Shall	non-volatile antiseptic shall be used	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-05 (B)	Shall	no alcohols shall be used on skin	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law

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3701-53-05 (C)	Shall	Blood shall be drawn according to ...	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-05 (D)	Must	collection of urine specimen must be witnessed	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-05 (D)	Shall	urine shall be deposited into a clean glass or plastic screw cap container	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-05 (D)	Shall	container shall be capped	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-05 (E)	Shall	containers shall be sealed such that tampering can be detected	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-05 (E)	Shall	containers shall be...labeled	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-05 (F)	Shall	specimens shall be refrigerated while not in transit or under examination	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-53-06 (A)	Shall	chain of custody and results for alcohol shall be identified	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (A)	Shall	chain of custody and results for alcohol shall be retained	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (A)	Shall	chain of custody and results for drugs of abuse shall be identified	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (A)	Shall	chain of custody and results for drugs of abuse shall be retained...	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (A)	Shall	all positive blood samples shall be retained...	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (A)	Shall	all positive urine samples shall be retained...	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (A)	Shall	positive hter bidily substance samples shall be retained for not less than one year	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-53-06 (B)	Shall	laboratory shall successfully complete proficiency testing program	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (C)	Shall	laboratory shall have a written procedure manual	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (C)	Shall not	textbooks may not be used in lieu of the laboratory's own procedure manual	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (D)	Shall	designated laboratory director shall review the procedure manual	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (D)	Shall	designated laboratory director shall sign the procedure manual	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (D)	Shall	designated laboratory director shall date the procedure manual	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (D) (1)	Shall	designated laboratory director shall ensure changes are approved	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-53-06 (D) (1)	Shall	designated laboratory director shall ensure changes are signed	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (D) (1)	Shall	designated laboratory director shall ensure changes are dated	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (D) (2)	Shall	designated laboratory director shall ensure the date the procedure was first used is recorded	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (D) (2)	Shall	designated laboratory director shall ensure the date revised is recorded	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (D) (2)	Shall	designated laboratory director shall ensure the date procedure was discontinued is recorded	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (D) (3)	Shall	designated laboratory director shall ensure a procedure shall be retained for three years after revised	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (D) (3)	Shall	designated laboratory director shall ensure a procedure shall be retained for three years after discontinued	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-53-06 (D) (4)	Shall	designated laboratory director shall ensure personnel are adequately trained to perform testing of blood for alcohol	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (D) (4)	Shall	designated laboratory director shall ensure personnel are adequately trained to perform testing of urine for alcohol	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (D) (4)	Shall	designated laboratory director shall ensure personnel are adequately trained to perform testing of other bodily substances for alcohol	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (D) (4)	Shall	designated laboratory director shall ensure personnel are experienced to perform testing of blood for alcohol	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (D) (4)	Shall	designated laboratory director shall ensure personnel are experienced to perform testing of urine for alcohol	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (D) (4)	Shall	designated laboratory director shall ensure personnel are experienced to perform testing of other bodily substances for alcohol	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (D) (4)	Shall	designated laboratory director shall ensure personnel are adequately trained to perform testing of blood for drugs	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law

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3701-53-06 (D) (4)	Shall	designated laboratory director shall ensure personnel are adequately trained to perform testing of urine for drugs	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (D) (4)	Shall	designated laboratory director shall ensure personnel are adequately trained to perform testing of other bodily substances for drugs	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (D) (4)	Shall	designated laboratory director shall ensure personnel are experienced to perform testing of blood for drugs	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (D) (4)	Shall	designated laboratory director shall ensure personnel are experienced to perform testing of urine for drugs	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (D) (4)	Shall	designated laboratory director shall ensure personnel are experienced to perform testing of other bodily substances for drugs	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (D) (4)	Shall	designated laboratory director shall ensure laboratory competency of laboratory personnel	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (D) (4)	Shall	designated laboratory director shall maintain laboratory competency of laboratory personnel	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-53-06 (D) (4)	Shall	designated laboratory director shall document laboratory competency of laboratory personnel	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (D) (4)	Shall	designated laboratory director shall monitor the work performance	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (D) (4)	Shall	designated laboratory director shall verify skills of laboratory personnel	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (D) (5)	Shall	designated laboratory director shall ensure procedures manual includes criteria the laboratory shall use	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (D) (5)	Shall	designated laboratory director shall ensure laboratory uses procedure manual	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (D) (6)	Shall	laboratory director shall ensure complete and timely procedure manual is available	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-06 (D) (6)	Shall	laboratory director shall ensure complete and timely procedure manual is followed by personnel	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law

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3701-53-06 (E)	Shall	Any time the designated laboratory director is replaced another permitted laboratory director shall be designated	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-07 (A)	Shall	tests shall be performed in a laboratory	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-07 (A)	Shall	shall be performed...by an individual	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-07 (A)	Must	General direction does not mean that the designated laboratory director must be physically present	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-07 (A)	Shall not	lab personnel shall not perform technique or method that is not listed on the director's permit	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-07 (A)(1)	Shall	...shall meet the qualifications for a laboratory director permit	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-07 (A)(2)	Shall	...shall meet one of the qualifications for a laboratory technician permit	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law

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3701-53-07 (B)	Shall	tests shall be performed in a laboratory	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-07 (B)	Shall	shall be performed...by an individual	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-07 (B)	Must	General direction does not mean that the designated laboratory director must be physically present	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-07 (B)	Shall not	lab personnel shall not perform technique or method that is not listed on the director's permit	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-07 (B)(1)	Shall	shall meet the qualifications for a laboratory director's permit	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-07 (B)(2)	Shall	shall meet the qualifications for a laboratory technician's permit	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-07 (C)	Shall	breath tests...shall be performed by a senior operator or operator	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law

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3701-53-07 (C)	Shall	senior operator shall be responsible for the care of the instrument	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-07 (C)	Shall	senior operator shall be responsible for the maintenance of the instruments	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-07 (C)	Shall	senior operator shall be responsible for instrument checks	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-07 (C)	Shall	representatives of the director shall perform instrument certification	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (A)	Shall	laboratory directors shall be subject to surveys	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (A)	Shall	laboratory directors shall be subject to proficiency examinations	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (A)	Shall	laboratory technicians shall be subject to surveys	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law

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3701-53-08 (A)	Shall	laboratory technicians shall be subject to proficiency examinations	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (A)(1)	Shall	survey shall...review compliance	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (A)(2)	Shall	shall consist of an evaluation of...ability to test samples or complete proficiency exam administered...	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (B)	Shall	during proficiency examinations laboratory directors shall accept samples	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (B)	Shall	during proficiency examinations laboratory directors shall perform tests	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (B)	Shall	during proficiency examinations laboratory directors shall report test results to representatives	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (B)	Shall	during proficiency examinations laboratory technicians shall accept samples	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law

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3701-53-08 (B)	Shall	during proficiency examinations laboratory technicians shall perform tests	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (B)	Shall	during proficiency examinations laboratory technicians shall report test results	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (B)	Shall	during proficiency examinations applicants shall accept samples	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (B)	Shall	during proficiency examinations applicants shall perform tests	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (B)	Shall	during proficiency examinations applicants shall report test results	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (B)	Shall	during surveys, permit holders shall grant representatives access to all portions of the facility	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (B)	Shall	during surveys, permit holders shall grant representatives access to all records relevant to compliance	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-53-08 (B)	Shall	during proficiency examinations, permit holders shall grant representatives access to all portions of the facility...	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (B)	Shall	during proficiency examinations, permit holders shall grant representatives access to all records relevant to compliance	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (B)	Shall	during surveys, applicants shall grant representatives access to all portions of the facility...	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (B)	Shall	during surveys, applicants shall grant representatives access to all records relevant to compliance	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (B)	Shall	during proficiency examinations, applicants shall grant representatives access to all portions of the facility...	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (B)	Shall	during proficiency examinations, applicants shall grant representatives access to all records relevant to compliance	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (B)	Shall	during surveys, laboratories shall grant representative access to all portions of the facility...	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-53-08 (B)	Shall	during surveys, laboratories shall grant representatives access to all records relevant to compliance	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (B)	Shall	during proficiency examinations, laboratories shall grant representatives access to all portions of the facility	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (B)	Shall	during proficiency examinations, laboratories shall grant representatives access to all records relevant to compliance	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (C)	Shall	Senior operators shall be subject to surveys	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (C)	Shall	senior operators shall be subject to proficiency examinations	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (C)	Shall	operators shall be subject to surveys	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (C)	Shall	operators shall be subject to proficiency examinations	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law

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3701-53-08 (C)(1)	Shall	survey shall...review compliance	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (C)(2)	Shall	shall consist of an evaluation of the permit holder's ability to ...	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (D)	Shall	shall be subject to proficiency examination once per calendar year at director's discretion	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (E)	Shall	during proficiency examinations, senior operators shall accept samples	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (E)	Shall	during proficiency examinations, senior operators shall perform tests	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (E)	Shall	during proficiency examinations, senior operators shall report all results	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (E)	Shall	during proficiency examinations, operators shall accept samples	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law

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3701-53-08 (E)	Shall	during proficiency examinations, operators shall perform tests	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (E)	Shall	during proficiency examinations, operators shall report all results	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (E)	Shall	during proficiency examinations, applicants shall accept samples	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (E)	Shall	during proficiency examinations, applicants shall perform tests	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (E)	Shall	during proficiency examinations, applicants shall report all results	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (E)	Shall	during surveys, permit holders shall grant representatives access to all portions of the facility...	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (E)	Shall	during surveys, permit holders shall grant representatives access to all records	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-53-08 (E)	Shall	during surveys, applicants shall grant representatives access to all portions of the facility...	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (E)	Shall	during surveys, applicants shall grant representatives access to all records relevant to compliance	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (E)	Shall	during proficiency examinations, permit holders shall grant representatives access to all portions of the facility...	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (E)	Shall	during proficiency examinations, permit holders shall grant representatives access to all records relevant to compliance	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (E)	Shall	during proficiency examinations, applicants shall grant representatives access to all portions of the facility...	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (E)	Shall	during proficiency examinations, applicants shall grant representatives access to all records relevant to compliance	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-08 (E)	Shall	during proficiency examinations, laboratories shall grant representatives access to all portions of the facility	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-53-08 (E)	Shall	during proficiency examinations, laboratories shall grant representatives access to all records relevant to compliance	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-09 (A)	Shall	individuals desiring to function as laboratory directors shall apply on forms provided by the director	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-09 (A)	Shall	individuals desiring to function as laboratory technicians shall apply on forms provided by the director	RC 3701.13, RC 3701.143		
3701-53-09 (A)	Shall	a separate application shall be filed to determine alcohol	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-09 (A)	Shall	a separate application shall be filed to determine drugs of abuse...	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-09 (A)(1)	Shall	the director shall issue permits	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-09 (A)(1)	Shall	shall only use...techniques and methods for which they have been issued permits	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law

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3701-53-09 (A)(1)(a)	Shall	laboratory...shall have successfully completed a proficiency examination...	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-09 (A)(1)(a)	Shall	laboratory shall provide all proficiency test results to representatives of the director	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-09 (A)(1)(b)	Shall	permit holders shall successfully complete proficiency examinations	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-09 (A)(2)	Shall	the director shall issue permits...	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-09 (A)(2)	Shall	shall only use...techniques and methods for which they have been issued permits	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-09 (A)(2)	Shall	permit holders shall successfully complete proficiency examinations	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-09 (A)(2)	Shall	laboratory shall provide all proficiency test results to representatives of the director	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law

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3701-53-09 (B)	Shall	individuals desiring to function as senior operators shall apply to the director	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-09 (B)	Shall	individuals desiring to function as operators shall apply to the director	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-09 (B)	Shall	separate application shall be filed for each type of instrument...	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-09 (B)	Shall	director of health shall issue permits...	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-09 (C)	Shall	permits issued...shall expire...	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-09 (C)	Shall not	director shall not renew the permit if...	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-09 (D)	Shall	shall apply to the director of health...	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law

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3701-53-09 (D)	Shall	shall be in the form of an operator access card	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-09 (D)	Shall	director shall issue...	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-09 (D)	Shall	shall be in the form of an operator access card	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-09 (E)	Shall not	shall not expire unless	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-09 (E)	Shall	shall present evidence satisfactory to the director	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-09 (F)(1)	Shall	shall present evidence satisfactory to the director	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law
3701-53-09 (F)(2)	Shall	shall meet the requirements...	RC 3701.13, RC 3701.143	Yes, state law	Yes, state law

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3701-54-02 (A)	Shall	Each newborn shall receive a CCHD screening before discharge	ORC 3701.5010	Yes, state law	Yes, state law
3701-54-02 (B)	Shall	All hospitals, freestanding birthing centers, and newborn care nurseries that are required by this chapter to conduct critical congenital heart disease screening shall:	ORC 3701.5010	Yes, state law	No, general rulemaking authority
3701-54-02 (B) (3)	Shall	Prior to conducting the critical congenital heart disease screening, the person designated in the applicable provision of this rule shall oversee or ensure that each newborn or infant's parent, legal guardian, or legal custodian is given notice of the screening to be conducted.	ORC 3701.5010	Yes, state law	No, general rulemaking authority
3701-54-02 (B) (3)(a)	Shall	When a birth occurs in a hospital, the hospital shall provide the information;	ORC 3701.5010	Yes, state law	Yes, state law
3701-54-02 (B) (3)(b)	Shall	When a birth occurs in a freestanding birth center, the freestanding birthing center shall provide the information;	ORC 3701.5010	Yes, state law	Yes, state law
3701-50-02(B)(7)	Shall	The receiving hospital shall conduct the screening when it is determined to be medically appropriate	ORC 3701.5010	Yes, state law	Yes, state law
3701-50-02(B)(7)	Shall	Hospitals without access to the Ohio department of health vital statistics electronic birth certificate system shall report screening results to the Ohio department of health on a form provided by the department	ORC 3701.5010	Yes, state law	Yes, state law

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3701-54-03 (A)	Shall	Conduct a critical congenital heart disease screening using pulse oximetry, prior to discharge, when newborn at least 24 hours of age	ORC 3701.5010	Yes, state law	No, general rulemaking authority
3701-54-04	Must	Refusal to consent to the CCHD screening must be documented in the medical record and reported to ODH	ORC 3701.5010	Yes, state law	No, general rulemaking authority
3701-55-02 (A)	Shall	Children shall be screened for	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(1)	Shall	Children shall be screened for 2-methylbutyryl-CoA dehydrogenase deficiency	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(2)	Shall	Children shall be screened for 3-hydroxy-3-methylglutaryl-CoA lyase deficiency	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(3)	Shall	Children shall be screened for 3-ketothiolase deficiency	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(4)	Shall	Children shall be screened for 3-methylcrotonyl-CoA carboxylase deficiency	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law

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3701-55-02 (A)(5)	Shall	Children shall be screened for Argininemia	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(6)	Shall	Children shall be screened for rgininosuccinic acidemia	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(7)	Shall	Children shall be screened for Biotinidase deficiency	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(8)	Shall	Children shall be screened for Carnitine/acylcarnitine translocase deficiency	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(9)	Shall	Children shall be screened for Carnitine palmitoyl transferase deficiency type II	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(10)	Shall	Children shall be screened for Carnitine uptake defect	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(11)	Shall	Children shall be screened for Citrullinemia	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law

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3701-55-02 (A)(12)	Shall	Children shall be screened for Congenital adrenal hyperplasia	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(13)	Shall	Children shall be screened for Congenital hypothyroidism	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(14)	Shall	Children shall be screened for Cystic fibrosis	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(15)	Shall	Children shall be screened for Galactosemia	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(16)	Shall	Children shall be screened for Glutaric acidemia type I	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(17)	Shall	Children shall be screened for Glutaric acidemia type II	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(18)	Shall	Children shall be screened for Glycogen storage disease type II (Pompe)	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law

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3701-55-02 (A)(19)	Shall	Children shall be screened for Homocystinuria (cystathionine-beta-synthase deficiency)	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(20)	Shall	Children shall be screened for Hypermethioninemia	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(21)	Shall	Children shall be screened for Isobutyryl-CoA dehydrogenase deficiency	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(22)	Shall	Children shall be screened for Isovaleric acidemia	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(23)	Shall	Children shall be screened for Krabbe disease	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(24)	Shall	Children shall be screened for Long chain hydroxyacyl-CoA dehydrogenase deficiency	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(25)	Shall	Children shall be screened for Maple syrup urine disease	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law

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3701-55-02 (A)(26)	Shall	Children shall be screened for Medium chainacyl-CoA dehydrogenase deficiency	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(27)	Shall	Children shall be screened for Methylmalonic acidemia	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(28)	Shall	Children shall be screened for Mucopolysaccharidosis type 1	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(29)	Shall	Children shall be screened for Multiple CoA carboxylase deficiency	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(30)	Shall	Children shall be screened for Phenylketonuria	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(31)	Shall	Children shall be screened for Propionic acidemia	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(32)	Shall	Children shall be screened for Severe combined immune deficiency	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law

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3701-55-02 (A)(33)	Shall	Children shall be screened for Sickle cell and other hemoglobinopathies	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(34)	Shall	Children shall be screened for Trifunctional protein deficiency	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(35)	Shall	Children shall be screened for Tyrosinemia type-I	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(36)	Shall	Children shall be screened for Tyrosinemia type-II	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(37)	Shall	Children shall be screened for Tyrosinemia type-III	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (A)(38)	Shall	Children shall be screened for Very long chain acyl-CoA dehydrogenase deficiency	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law

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3701-55-02 (B)(1)	Shall	Designate a newborn screening coordinator and physician responsible for the coordination of the facility's newborn screening	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (B)(2)	shall	Notify the chief of the Ohio department of health bureau of public laboratories of the name of the individual designated as the newborn screening coordinator on a yearly basis and whenever the designated individual changes	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (B)(3)	Shall	Develop a written protocol for tracking newborn screening. The protocol must include a requirement that the name of the physician attending the child after birth or a designee be placed on the specimen slip sent with the initial specimen to the Ohio department of health public health laboratory	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-02 (B)(3)	Must	The protocol must include a requirement that the name of the physician attending the child after birth or a designee be placed on the specimen slip sent with the initial specimen	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-03(A)	Shall	Provide instructions for collecting, handling and transporting specimens with specimen collection kits	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law

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3701-55-03 (B)	Shall	Complete each screening within seven business days after receiving the properly collected and submitted specimen	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-03 (C)	Shall	Transmit the results of the screening performed to the appropriate person, as specified in rule 3701-55-07 of the Administrative Code, in the manner prescribed by the director.	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-03 (D)	Shall	Keep all newborn screening specimens and the demographic forms associated with each specimen for not less than two years from the date of the bureau's initial receipt of each specimen	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-03 (E)	Shall	Keep electronic raw test data and any electronic images of reports and/or letters created for each specimen for not less than two years from the date of the bureau's initial receipt of each specimen	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-03 (F)	Shall	Maintain electronically the screening results, demographic information, and case management information for each properly collected and submitted specimen received by the bureau for not less than twenty one years	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-03 (G)	Shall	Provide reports regarding unsatisfactory specimens, disease specific reports and other reports to programs within the department of health, or to entities under grant or contract with the department of health, as prescribed and deemed necessary by the director to carry out the functions and responsibilities of the director and the department of health	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law

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3701-55-04 (A)	Shall	the person designated in the applicable provision of this rule shall give each newborn child's parent, legal guardian, or legal custodian, notice of the screening to be conducted by providing printed information	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-04 (A) (1)	Shall	the hospital shall provide the information	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-04 (A) (2)	Shall	the freestanding birthing center shall provide	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-04 (A) (3)	Shall	the clinical nurse specialist shall provide	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-04 (A) (4)	Shall	the health commissioner of the health district in which the birth occurred shall provide	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law

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3701-55-04 (B)	Shall	the designated person as listed in paragraph (A) of this rule shall provide information	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-04 (B)	Must	the designated person must document and submit this response to the bureau of public health laboratory	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-04 (C)	Shall	The director shall provide the printed information	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-04 (D)	Shall	The director shall conduct educational programs	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-05 (A)	Shall	The person responsible for causing the initial blood specimen to be collected for screening under this rule shall be	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law

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3701-55-05 (A)(1)	Shall	shall cause the initial blood specimen to be collected from each newborn child prior to discharge from the newborn nursery	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-05 (A)(1)(a)	Shall	the blood specimen shall be collected as soon as possible after twenty-four hours of age, but no later than when the child reaches five days of age	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-05 (A)(1)(b)	Shall	For a newborn child who is discharged to go home from a hospital or freestanding birthing center prior to twenty-four hours of age, the blood specimen shall be collected prior to discharge	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-05 (A)(1)(c)	Shall	For a newborn child who is transferred to another hospital prior to the collection of the blood specimen, the blood specimen shall be collected at the receiving hospital	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-05 (A)(2)	Shall	For births which occur outside a hospital or freestanding birthing center, the attending physician, the certified nurse midwife, the certified nurse practitioner or the clinical nurse specialist shall cause the blood specimen to be collected	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-05 (A)(2)	Shall	The physician, certified nurse midwife, certified nurse practitioner, or clinical nurse specialist shall cause the blood specimen to be collected as soon as possible after twenty-four hours of age, but no later than when the child reaches five days of age	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-05 (A)(3)	Shall	the health commissioner, shall cause a blood specimen to be collected within five business days			

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3701-55-05 (B)	Shall	An initial blood specimen shall be collected prior to a red blood cell transfusion when possible even if the newborn is less than twenty-four hours of age.	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-05 (B)	Shall	A specimen collected from a child who has received a transfusion of red blood cells shall be so labeled	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-05 (C)	Shall	A specimen collected under this rule shall be sent to the bureau of public health laboratory for screening no later than two business days after it is collected	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-05 (D)	Shall	The person designated by this rule to collect the initial specimen shall cause a repeat specimen to be obtained within five business days after receiving notice from the bureau of public health laboratory that the first specimen is unsatisfactory	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-05 (E)	Shall	If the person responsible for collecting the repeat specimen is unable to locate the newborn child, he or she shall notify the health commissioner of the health district in which the mother, legal guardian, or legal custodian resides	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-05 (E)	Shall	The health commissioner shall make a reasonable effort to locate the child and cause a repeat specimen to be obtained	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law

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3701-55-06 (A)	Shall	If the initial specimen is collected from a child at less than twenty-four hours of age, the child's attending physician, certified nurse midwife, certified nurse practitioner or clinical nurse specialist and the hospital or freestanding birthing center shall make a reasonable effort to cause a repeat blood specimen to be collected from the child in accordance with the provisions of paragraph (B) of this rule.	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-06 (B)	Shall	The repeat blood specimen shall be collected after the child reaches twenty-four hours of age but no later than when the child reaches ten days of age	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-06 (C)	Shall	A specimen collected under this rule shall be sent to the bureau of public health laboratory for screening no later than two business days after it is collected	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-07 (A)	Shall	The director shall communicate the results to the following person	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law

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3701-55-07 (A)(1)	Shall	the director shall communicate the results to the child's attending physician, child's primary medical provider, pediatrician, certified nurse midwife, certified nurse practitioner or clinical nurse specialist	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-07 (A)(1)	Shall	the director shall communicate the results to the newborn screening coordinator at the facility where the child was born	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-07 (A)(2)	Shall	the director shall communicate the results to the person designated in paragraph (A)(2) or (A)(3) of rule 3701-55-05 of the Administrative Code, as applicable	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-07 (B)	Shall	The person notified of the results by the director under paragraph (A) of this rule shall communicate the results to the child's parent, legal guardian, or legal custodian	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-07 (B)	Shall	shall obtain and submit a repeat blood specimen for screening or diagnostic testing in accordance with the following procedures	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-07 (B)(1)	Shall	shall be obtained in accordance with paragraph (B)(3) of this rule as soon as possible, but no later than ten days after notification by the director			
3701-55-07 (B)(2)	Shall	a diagnostic test shall be obtained in accordance with paragraph (B)(3) of this rule before the child reaches two months of age	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law

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3701-55-07 (B)(3)	Shall	Diagnostic specimens obtained under paragraphs (B)(1) and (B)(2) of this rule shall be submitted for testing to a laboratory certified under the Clinical Laboratory Improvement Act	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-07 (B)(3)	Shall	That laboratory shall promptly transmit the results of the diagnostic test to the person who submitted the specimen	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-07 (C)	Shall	he or she shall notify the health commissioner of the health district in which the mother, legal guardian, or legal custodian resides	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-07 (C)	Shall	The health commissioner shall make a reasonable effort to locate the child and cause a second specimen to be obtained	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-07 (D)	Shall	The health commissioner shall submit a report to the director, upon case closure, listing the names and other identifiers of newborns the health commissioner was unable to locate	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law

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3701-55-08 (A)(1)	Shall	Communicate the results to the child's parent, legal, guardian or legal custodian	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-08 (A)(2)	Shall	Communicate the results to the director	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-08 (A)(3)	Shall	Refer the child for further diagnostic testing, follow-up and management in accordance with the following	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-08 (A)(3)(a)	Shall	A child with abnormal results on the diagnostic test for one or more of the disorders listed in paragraphs (A)(1) to (A)(34) of rule 3701-55-02 of the Administrative Code shall be referred to	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-08 (A)(3)(b)	Shall	A child with abnormal results on the screen for sickle cell disease, Sickle C disease, Sickle Beta Thalassemia, Alpha Thalassemia (major or intermedia), or Beta Thalassemia (major or H disease) shall be referred to a physician who is approved	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-08 (A)(3)(c)	Shall	A child with abnormal results on diagnostic tests for sickle cell and other hemoglobinopathies shall be referred to a state funded Ohio regional sickle cell project for hemoglobin counseling and follow-up	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-08 (B)	Shall	The physician to whom a child is referred pursuant to paragraph (A) of this rule shall notify the director of results and disposition of the child within thirty days of the referral	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law

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3701-55-09 (B)	Must	Refusal to consent to the newborn screening must be documented	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-09 (B)	Must	or must meet the minimum warning requirements	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-09 (B)	Shall	A copy of the refusal form or other documentation of parental refusal shall be sent to the Ohio department of health	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-10	Shall	No additional blood samples or specimens shall be required to conduct a supplemental study or screening	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-10 (A)	Shall	Each supplemental screening shall be completed by the bureau of public health laboratory within seven business days	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law

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3701-55-10 (B)	Shall	the director shall communicate the results to the following person	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-10 (B)(1)	Shall	. If the director is unable to contact the attending physician, certified nurse midwife, certified nurse practitioner, or clinical nurse specialist, the director shall communicate the results to the newborn screening coordinator at the facility where the child was born	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-10 (B)(2)	Shall	If the child was not born in a hospital or freestanding birthing center, the director shall communicate the results to	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-10 (B)(2)(b)	Shall	The health commissioner shall make a reasonable effort to locate the child's mother, legal guardian or legal custodian of the child, and to notify the mother, legal guardian or legal custodian of the child of the results of the supplemental screening.	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-20	Shall	the director of health shall charge and collect a fee	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-20	Shall	The fee shall be disbursed as follows	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law

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3701-55-20 (A)	Shall	Twenty dollars and twenty-six cents shall be deposited in the state treasury to the credit of the genetics services fund	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-20 (A)	Shall	Twelve dollars and twenty-four cents of each fee credited to the genetic services fund shall be used to defray the costs of programs authorized by section 3701.502 of the Revised Code	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-20 (A)	Shall	Four dollars and eighty-seven cents from each fee credited to the genetics services fund shall be used to defray the costs of phenylketonuria program	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-20 (A)	Shall	Three dollars and fifteen cents from each fee credited to the genetics services fund shall be used to defray the cost of programs that provide genetic counseling and education to families of newborns with abnormal newborn screening results for cystic fibrosis	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-20 (B)	Shall	Six dollars and five cents shall be deposited into the state treasury to the credit of the sickle cell fund	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-55-20 (B)	Shall	Money credited to the sickle cell fund shall be used to defray costs of programs authorized under section 3701.131 of the Revised Code	ORC 119.03, ORC 3701.501	Yes, state law	Yes, state law
3701-56-02 (B)	Shall	The application shall be submitted by a date and on a form prescribed by the department. The form shall require an applicant to set forth the following information:	3702.89	Yes, state law	Yes, state law

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3701-56-02 (B)	Require	The form shall require an applicant to set forth the following information:	3702.89	No, general rulemaking authority	No, general rulemaking authority
3701-56-02 (C)	Shall	The director of health shall grant an application for placement in a dental health resource shortage area and participation in the dentist loan repayment program if both of the following apply	3702.90	Yes, state law	Yes, state law
3701-56-02 (D)	Shall	Upon granting an application, the director shall notify and enter into discussions with the applicant.	3702.90	Yes, state law	Yes, state law
3701-56-02 (E)	Shall	In the event that it is necessary to establish priorities among applicants, the director shall consider the following factors:	3702.88	Yes, state law	Yes, state law
3701-56-02 (F)	Shall	Each factor listed in paragraph (E) of this rule shall be used by the department to develop scoring criteria which shall be made available to loan repayment applicants as part of the dentist loan repayment program application.		No, general rulemaking authority	No, general rulemaking authority
3701-56-02 (F)	Shall	The dentist loan repayment advisory board shall determine the amounts that will be paid as loan repayments on behalf of participants in the dentist loan repayment program.		No, general rulemaking authority	No, general rulemaking authority
3701-56-02 (F)	Shall	If the dental practice site, the director and the applicant agree on the applicant's placement in a particular dental health resource shortage area and the amount of the applicant's educational expenses to be repaid, the applicant shall prepare, sign and deliver to the director a letter of intent agreeing to that placement.	3702.90	Yes, state law	Yes, state law

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3701-56-03 (C)	Shall	The contract shall include all of the following obligations:	3702.91	Yes, state law	Yes, state law
3701-56-03 (C) (5)	Shall	If the department assumes the dentist's duty to pay a portion of the loan, the contract shall set forth the amount of each payment.	3702.91	No, general rulemaking authority	No, general rulemaking authority
3701-56-03 (D)	Shall	The contract shall include the following terms as agreed upon by the parties:	3702.91	Yes, state law	Yes, state law
3701-56-03 (D) (1)	Must	The dentist's required length of service in the dental health resource shortage area which must be at least two years for an initial contract.	3702.91	Yes, state law	Yes, state law
3701-56-04 (A)	Shall	Dental health resource shortage areas shall include the following:	3702.87	Yes, state law	Yes, state law
3701-56-04 (B)	Shall	In determining whether to approve an area, facility or population as a dental health resource shortage area, the director shall consider:	3702.88	No, general rulemaking authority	No, general rulemaking authority
3701-56-04 (C)	Shall	The director shall give priority to the dental health resource shortage areas based on the following factors, with the population to dentist ratio receiving the priority:	3702.88	Yes, state law	Yes, state law

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3701-57-02(A)	Shall	Each physician, hospital and freestanding birthing center shall report to the birth defects information system information concerning all children from birth to five years of age with any of the following abnormal conditions, birth defects, and congenital anomalies.	3705.30,3705.35	Yes, state law	Yes, state law
3701-57-02(B)	Shall	Each physician, hospital and freestanding birthing center shall report cases as described in paragraph (A) of this rule in an electronic format as prescribed by the director. The report shall contain information regarding the child which includes.	3705.30,3705.35	Yes, state law	Yes, state law
3701-57-02(C)	Shall	Each physician, hospital and freestanding birthing center shall report to the Ohio department of health at least quarterly all new cases.	3705.30,3705.35	Yes, state law	Yes, state law
3701-57-02(D)	Shall	All physicians, hospitals and freestanding birthing centers shall grant to the director, or those representatives authorized in accordance with division (C) of section 3705.32 of the Revised Code, access to records that identify cases of birth defects.	3705.30,3705.35	Yes, state law	Yes, state law
3701-57-02(F)	Shall	The director shall establish a form for use by parents and legal guardians who seek to have identifying information regarding their children removed from the birth defects information system. The director shall make the form available to hospitals, local health departments and physicians.	3705.30,3705.35	Yes, state law	Yes, state law
3701-57-02(G)	Shall	The director shall make available to the state's birth defects information system, the same information listed in paragraph (B) of this rule for newborns diagnosed with disorders on the state's mandated newborn screening panel listed in rule 3701-55-02 of the Administrative Code.	3705.30,3705.35	Yes, state law	Yes, state law

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3701-57-04(A)	Shall	Birth defect system data shall be confidential and shall be used for medical research studies, referral, to provide data to National Birth Defects Prevention Network, and to distribute reports of information as required by ORC 3705.36.	3705.30,3705.35	Yes, state law	Yes, state law
3701-57-04(C)	Shall	Based on the results of the meeting and written information submitted to the Ohio department of Health's institutional review board under paragraph (B) of this rule, the director shall determine that access to confidential information concerning individuals with birth defects shall be made available to persons engaged in demographic, epidemiologic, teratologic, or similar studies related to health and health care provision if the person or government entity signs an agreement to maintain the confidentiality of the information and the study meets the following standards (1) The study has clearly defined goals that pertain to birth defects diagnosis, prevention, treatment or service coordination; (2) For case control studies, the research design used in the study will involve a sufficiently large sample size that any meaningful difference between cases and controls will be statistically significant. For other projects, the study will provide enough cases for meaningful analysis of the data for identification of potential risk factors and intervention strategies for birth defects treatment and prevention; and (3) The study will be conducted by researchers who have the ability to analyze and interpret the data.	3705.30,3705.35	Yes, state law	Yes, state law
3701-58-02 (B)	Shall	The application shall be submitted by a date and on a form prescribed by the department. The form shall require an applicant to set forth the following information:	3702.963	Yes, state law	Yes, state law
3701-58-02 (B)	Require	The form shall require an applicant to set forth the following information:	3702.963	No, general rulemaking authority	No, general rulemaking authority

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3701-38-02 (C)	Shall	The director of health shall grant an application for placement in a dental health resource shortage area and participation in the dental hygienist loan repayment program if both of the following apply:	3702.964	Yes, state law	Yes, state law
3701-58-02 (D)	Shall	Upon granting an application, the director shall notify and enter into discussions with the applicant.		No, general rulemaking authority	No, general rulemaking authority
3701-58-02 (E)	Shall	In the event it is necessary to establish priorities among applicants, the director shall consider the following factors:	3702.962	Yes, state law	Yes, state law
3701-58-02 (F)	Shall	Each factor listed in paragraph (E) of this rule shall be used by the department to develop scoring criteria which shall be made available to loan repayment applicants as part of the dental hygienist loan repayment program application.		No, general rulemaking authority	No, general rulemaking authority
3701-58-02 (F)	Shall	The Ohio dentist loan repayment program advisory board shall determine the amounts that will be paid as loan repayments on behalf of participants in the dental hygienist loan repayment program.		No, general rulemaking authority	No, general rulemaking authority
3701-58-02 (F)	Shall	If the dental practice site, the director and the applicant agree on the applicant's placement in a particular dental health resource shortage area and the amount of the applicant's educational expenses to be repaid, the applicant shall prepare, sign and deliver to the director a letter of intent agreeing to that placement.		No, general rulemaking authority	No, general rulemaking authority
3701-58-03 (C)	Shall	The contract shall include all of the following obligations:	3702.965	Yes, state law	Yes, state law

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3701-58-03 (C) (5)	Shall	If the department assumes the dental hygienist's duty to pay a portion of the loan, the contract shall set forth the amount of each payment.	3702.965	No, general rulemaking authority	No, general rulemaking authority
3701-58-03 (D)	Shall	The contract shall include the following terms as agreed upon by the parties:	3702.965	Yes, state law	Yes, state law
3701-58-03 (D) (1)	Must	The dental hygienist's required length of service in the dental health resource shortage area which must be at least two years for an initial contract.	3702.965	Yes, state law	Yes, state law
3701-58-04 (A)	Shall	Dental health resource shortage areas shall include all of the following:	3702.962	Yes, state law	Yes, state law
3701-58-04 (B)	Shall	In determining whether to approve an area, facility or population as a dental health resource shortage area, the director shall consider:	3702.962	No, general rulemaking authority	No, general rulemaking authority
3701-58-04 (C)	Shall	The director shall give priority to the dental health resource shortage areas, based on the following factors, with the population to dentist ratio receiving the highest priority:	3702.962	No, general rulemaking authority	No, general rulemaking authority
3701 – 59 – 03 A	Shall	No person, political subdivision, agency, or instrumentality of the state shall operate a hospital without certification or accreditation.	3727.03	Yes, state law	Yes, state law

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B	Shall	Requires hospitals to file an annual report with ODH.	3727.03	Yes, state law	Yes, state law
C	Shall	Requires hospitals to notify the director if there accreditation or certification is terminated or they withdraw from either.	3727.03	Yes, state law	Yes, state law
3701 – 59 – 04 A	Shall	Requires the director to investigate hospitals for violations.	3727.03	Yes, state law	Yes, state law
B	Shall	Requires the director to petition the court of common pleas in the county where hospital is located for violations of section 3727.02 ORC or rule 3701 – 59 – 03 OAC.	3727.03	Yes, state law	Yes, state law
B	Shall	Requires ODH to institute legal proceedings under section 327.99 as appropriate.	3727.03	Yes, state law	Yes, state law
3701 – 59 – 05 A	Shall	Establishes the annual hospital reporting requirements.	3701.07	Yes, state law	Yes, state law
A	Shall	Requires facilities located at different geographical locations or certified indeependently, to register seperately.	3701.07	Yes, state law	Yes, state law

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C	Shall	Establishes the categories of beds and services that must be reported.	3701.07	Yes, state law	Yes, state law
3701-60-03(A)	Shall	Conduct database check on applicants for a direct care position for disqualifying information	3701.881	Yes, state law	Yes, state law
3701-60-03(B)	Shall not	Cannot employ individual with a finding of abuse, neglect, or misappropriation	3701.881	Yes, state law	Yes, state law
3701-60-03(C)	Shall	Inform applicant of any disqualifying information found during the database check	3701.881	Yes, state law	Yes, state law
3701-60-03(D)	Shall	Conduct database check prior to requesting a criminal background check	3701.881	Yes, state law	Yes, state law
3701-60-04(A)	Shall	Conduct criminal background check of applicants for direct care position	3701.881	Yes, state law	Yes, state law
3701-60-04(B)	Shall	Timeframe for re-occurring background checks	3701.881	Yes, state law	Yes, state law

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3701-60-04(C)	Shall	Conduct an FBI criminal background check on applicants that cannot prove 5 years of Ohio residency	3701.881	Yes, state law	Yes, state law
3701-60-04(D)	Shall	Tell applicants of obligations for a criminal background check	3701.881	Yes, state law	Yes, state law
3701-60-04(E)	Shall	Pay criminal records check fee to BCII	3701.881	Yes, state law	Yes, state law
3701-60-04(F)	Shall	Employer obligation to provide and submit background check material	3701.881	Yes, state law	Yes, state law
3701-60-04(G)	Shall not	Prohibition from employing an individual who does not provide fingerprints	3701.881	Yes, state law	Yes, state law
3701-60-05(C)	Shall not	Prohibition from employing an individual in a direct care position prior to receiving completed forms	3701.881	Yes, state law	Yes, state law
3701-60-05(D)	Shall	Requires termination of an applicant is: (1) results are not back in 60 days, or (2) results reveal the individual has been convicted of a disqualifying offense or offenses	3701.881	Yes, state law	Yes, state law

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3701-60-06(A)	Shall	Not employ and individual with an enumerated disqualifying offense	3701.881	Yes, state law	Yes, state law
3701-60-08(B)	Shall	Requires an employer to maintain a confidential employee file with the results of the database and criminal background check results	3701.881	Yes, state law	Yes, state law
3701-60-08(C)	Shall	Requires the employer to maintain a roster of employees with the dates of the required checks and the date the results were received	3701.881	Yes, state law	Yes, state law
3701-60-08(D)	Shall	Requires written confirmation of compliance upon request of the director	3701.881	Yes, state law	Yes, state law
3701-61-02(A)	May not	Specifies reasons that a home may transfer or discharge a resident	3721.11	No, general rulemaking authority	Yes, both state and federal law
3701-61-02(B)	Must	Specifies content of transfer/discharge notice	3721.11	No, general rulemaking authority	Yes, both state and federal law
3701-61-02(D)	Shall not	Restricts transfer/discharge of the resident of a home	3721.11	No, general rulemaking authority	Yes, both state and federal law

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3701-61-05(A)	Shall	Requires a home to provide a resident with adequate preparation for transfer/discharge and to provide for an orderly discharge	3721.11	No, general rulemaking authority	Yes, both state and federal law
3701-61-05(B)	Shall	In the event of the hospitalization of a resident who is a Medicaid recipient, requires notice of the number of bed holds days available to the resident	3721.11	No, general rulemaking authority	Yes, both state and federal law
3701-61-05(C)	Shall	In the event of the hospitalization of a resident who is not a Medicaid recipient, requires notice of the facility's policy for the resident to pay for a bed to be held.	3721.11	No, general rulemaking authority	No, general rulemaking authority
3701-61-07(B)	Shall	Requires homes to conduct criminal records checks on direct care employees	3721.11; 3721.121	Yes, state law	Yes, state law
3701-61-08(A)	Shall	Provide reasonable notice to residents of a room change	3721.11	No, general rulemaking authority	No, general rulemaking authority
3701-61-08(D)	Shall	Consideration of preferences of resident being relocated	3721.11	No, general rulemaking authority	No, general rulemaking authority
3701- 62 - 04 (C)(5)	Shall	Requires individuals to include language regarding CPR and their choices in their living will declaration if they want to use their declaration is DNR identification.	2133.02; 2133.25	Yes, state law	Yes, state law

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C3b	Shall not	The physician, authorized health care provider, facility, or pharmacy shall not issue a bracelet to the person unless the person presents a DNR order form	2133.25	Yes, state law	Yes, state law
C4	Shall	Requires orders for DNR jewelry to be accompanied by a copy of the DNR order.	2133.25	Yes, state law	Yes, state law
D	Shall not	Prohibits writing on the DNR, including the writing of additional medical orders, except to complete the required components.	2133.25	Yes, state law	Yes, state law
3701 – 62 – 05 A	Shall	Establishes that the appendix to the rule constitutes the DNR protocol.	2133.25	Yes, state law	Yes, state law
C3	Must	Requires that all oral or internal DNR orders be reduced to writing on the state of Ohio DNR form prior to transfer or discharge of an individual.	2133.23	Yes, state law	Yes, state law
3701 – 62 – 06 C	Shall	Establishes that DNR identification issued on the basis of a DNR order shall be accomplished through methods in accordance with paragraph B of this rule.	2133.25	Yes, state law	Yes, state law
D	Shall	Requires an authorize healthcare provider who has revoked a DNR for an individual while the individual is within their facility or care, to ask the individual whether they want to complete another DNR order prior to discharge.	2133.25	Yes, state law	Yes, state law

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3701 – 62 – 07 A	Shall	Requires EMS personnel to comply with the DNR order.	2133.23; 2133.25	Yes, state law	Yes, state law
B	Shall	Requires EMS personnel to attempt to verify the identity of an authorize healthcare provider issuing an oral DNR order for patient.	2133.23; 2133.25	No, general rulemaking authority	No, general rulemaking authority
3701 – 62 – 08	Shall not	Prohibits a provider or facility who is unwilling or unable to comply with the DNR order from delaying or preventing the transfer of the individual to a provider or facility that will.	2133.23; 2133.25	Yes, state law	Yes, state law
3701 – 62 – 09 A	Shall	Requires a healthcare facility to transferring an individual with the DNR order to notify the receiving facility and the transporter of the DNR and ensure a copy of the DNR order identification accompany the individual.	2133.23; 2133.25	Yes, state law	Yes, state law
B	Shall	Requires oral DNR orders to be reduced to writing on the state of Ohio DNR form prior to transfer or discharge of the individual.	2133.23	Yes, state law	Yes, state law
C	Shall	Requires transferring facilities to ensure a copy of a DNR order identification accompany the individual.	2133.23; 2133.25	Yes, state law	Yes, state law
C2a	Shall	DNR bracelet and necklace identification shall include the Ohio DNRCC logo.	2133.23; 2133.25	Yes, state law	Yes, state law

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D	Shall	Establishes that the DNR shall remain in effect until revoked in accordance with rule 3701 – 62 – 06 OAC.	2133.25; 2133.23	Yes, state law	Yes, state law
3701 – 62 – 12 A	Shall not	Prohibits the use of and individual's DNR status from affecting the sale, obtainment, or issuance of insurance or to be deemed as modifying existing insurance.	2133.26; 2133.25	Yes, state law	Yes, state law
B	Shall not	An individual's DNR status shall not be used as a grounds for invalidation of insurance or annuities.	2133.26; 2133.25	Yes, state law	Yes, state law
C	Shall	Establishes that neither the withholding,/withdrawal, or provision of CPR shall invalidate health insurance policy or other health benefit.	2133.26; 2133.25	Yes, state law	Yes, state law
D	Shall	No physician, PA, APRN shall require an individual to revoke or refrain from possessing a DNR's condition of services.	2133.26; 2133.25	Yes, state law	Yes, state law
3701 – 62 – 14 A	Shall	No physician, PA, or APRN shall prevent or delaying the transfer of an individual with the DNR.	2133.25; 2133.26	Yes, state law	Yes, state law
B	Shall	No individual shall conceal, cancel, deface, or obliterate another individuals DNR without consent.	2133.25; 2133.26	Yes, state law	Yes, state law

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C	Shall	No person shall falsify or forge a revocation of a declaration that a DNR is based on.	2133.25; 2133.26	Yes, state law	Yes, state law
D	Shall	No person shall falsify or forge DNR identification without consent of the other person.	2133.25; 2133.26	Yes, state law	Yes, state law
E	Shall	No person with knowledge that another individual has revoked their DNR shall conceal or withhold the knowledge with the intent to cause the withholding or withdrawal of DNR.	2133.25; 2133.26	Yes, state law	Yes, state law
F	Shall	No individual shall conceal, cancel, deface, or obliterate another individual's DNR without consent.	2133.25; 2133.26	Yes, state law	Yes, state law
3701-63-01(A)	Shall	Process for Medicaid certification appeals	3721.022	Yes, both state and federal law	Yes, both state and federal law
3701-63-01(A)	Shall not	Process for issuance of adjudication order	3721.022	Yes, both state and federal law	Yes, both state and federal law
3701-63-01(B)	Shall	Notice requirement	3721.022	Yes, both state and federal law	Yes, both state and federal law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-63-01(B)(1)	Shall	Notice requirement - stament of reason for adjudication	3721.022	Yes, both state and federal law	Yes, both state and federal law
3701-63-01(B)(1)	Shall	Notice requirement - inform facility of evidentiary hearing or informal reconsideration	3721.022	Yes, both state and federal law	Yes, both state and federal law
3701-63-01(B)(1)	Shall	Notice requirement - timeframe for request	3721.022	Yes, both state and federal law	Yes, both state and federal law
3701-63-01(C)	Shall	Informal reconsideration timeframe	3721.022	Yes, both state and federal law	Yes, both state and federal law
3701-63-01(C)	Shall	Informal reconsideration contents of request	3721.022	Yes, both state and federal law	Yes, both state and federal law
3701-63-01(C)	Shall	Informal reconsideration - decision	3721.022	Yes, both state and federal law	Yes, both state and federal law
3701-63-01(C)	Shall	Notice of evidetiary hearing if informal reconsideration I not requested	3721.022	Yes, both state and federal law	Yes, both state and federal law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-63-01(D)	Shall	Requires evidentiary hearing when requested	3721.022	Yes, both state and federal law	No, general rulemaking authority
3701-63-01(D)	Shall	Evidentiary hearing conducted in accordance with Chapter 119.	3721.022	Yes, both state and federal law	No, general rulemaking authority
3701-63-02 (B)	Shall	statement of deficiencies to be provided within 1 day	3721.022	Yes, both state and federal law	Yes, both state and federal law
3701-63-02 (C)	Shall	Requires nursing facilities with deficiencies to provide a plan of correction within 10 days of receipt of the notice of deficiencies	3721.022	Yes, both state and federal law	Yes, both state and federal law
3701-63-02 (C)	Shall	Plan of correction - not corrected before survey- contents	3721.022	Yes, both state and federal law	Yes, both state and federal law
3701-63-02 (C)	Shall	Plan of correction - corrected before survey- contents	3721.022	Yes, both state and federal law	Yes, both state and federal law
3701-63-02(D)	Shall	Requires department to notify facilities of informal review of any deficiencies	3721.022	Yes, both state and federal law	Yes, both state and federal law

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3701-63-02 (D)	Shall not	Restricts ability to request informal review of deficiencies	3721.022	Yes, both state and federal law	Yes, both state and federal law
3701-63-02(D)(1)	Shall	Notify facility of right to informal reconsideration upon delivery of statement of deficiencies	3721.022	Yes, both state and federal law	Yes, both state and federal law
3701-63-02(D)(2)	Shall	Specifies content of request for informal reconsideration	3721.022	Yes, both state and federal law	Yes, both state and federal law
3701-63-02(E)	Shall	First informal review - procedure	3721.022	Yes, both state and federal law	Yes, both state and federal law
3701-63-02(E)(1)	Shall	First informal review - conducted by employee not associated with investigation	3721.022	Yes, both state and federal law	Yes, both state and federal law
3701-63-02(E)(1)	Shall	First informal review -employee contact facility representative	3721.022	Yes, both state and federal law	Yes, both state and federal law
3701-63-02(E)(1)	Shall	First informal review -employee summarize results of the review	3721.022	Yes, both state and federal law	Yes, both state and federal law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-63-02 (E)(2)	Shall	First informal review -concluded	3721.022	Yes, both state and federal law	Yes, both state and federal law
3701-63-02 (E)(2)	Shall	First informal review - revision of statement of deficiencies if changes are made	3721.022	Yes, both state and federal law	Yes, both state and federal law
3701-63-02(E)(3)	Shall	Request second informal review and pay fee	3721.022	Yes, both state and federal law	Yes, both state and federal law
3701-63-02(E)(3)(a)	Shall	second informal review - conducted by a hearing officer	3721.022	Yes, both state and federal law	Yes, both state and federal law
3701-63-02(E)(3)(b)	Shall	second informal review - assign hearing officer	3721.022	Yes, both state and federal law	Yes, both state and federal law
3701-63-02(E)(3)(b)	Shall	second informal review - hearing officers to provide determination to the department	3721.022	Yes, both state and federal law	Yes, both state and federal law
3701-63-02(E)(3)	Shall	second informal review - department notify facility of determination	3721.022	Yes, both state and federal law	Yes, both state and federal law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-63-02(E)(3)	Shall	Department update survey records to reflect determination	3721.022	Yes, both state and federal law	Yes, both state and federal law
3701-63-02(F)	Shall	second informal review - fee	3721.022	Yes, both state and federal law	Yes, both state and federal law
3701-63-02(F)(1)	Shall	second informal review - \$150 per request	3721.022	Yes, both state and federal law	Yes, both state and federal law
3701-63-02(F)(2)	Shall	second informal review - \$75 per hour, paid within 30 days of invoice	3721.022	Yes, both state and federal law	Yes, both state and federal law
3701-63-02(G)	Shall	Department's failure to follow timeframes does not invalidate findings	3721.022	Yes, both state and federal law	Yes, both state and federal law
3701-64-02(A)	Shall	Requires director to investigate allegations of abuse, neglect or exploitation of a resident, or the misappropriation of a resident's property	3721.26	No, general rulemaking authority	Yes, state law
3701-64-02(C)	Shall	Requires director to determine qualifications of investigators	3721.26	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-64-02(C)	Shall	Requires a licensed home to permit investigations of allegations of abuse, neglect, exploitation, and misappropriation	3721.26	No, general rulemaking authority	No, general rulemaking authority
3701-64-02(D)	Shall	Requires the director to provide written notice to an individual accused of ANME	3721.26	No, general rulemaking authority	Yes, state law
3701-64-02(D)	Shall	Requires the director to provide written notice to a facility thought to be using an individual accused of AMNE	3721.26	No, general rulemaking authority	Yes, state law
3701-64-02(E)	Shall	Sets for the contents of the written notice	3721.26	No, general rulemaking authority	Yes, state law
3701-64-02(F)	Shall	Acceptable service of written notice	3721.26	No, general rulemaking authority	No, general rulemaking authority
3701-64-02(F)(1)	Shall	Acceptable service of written notice - notice deemed complete when the certificate of mailing is obtained unless the notice is returned showing failure of delivery	3721.26	No, general rulemaking authority	No, general rulemaking authority
3701-64-02(F)(2)	Shall	Notice published to website	3721.26	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-64-02(F)(2)	Shall	Notice published to website - timeframe	3721.26	No, general rulemaking authority	No, general rulemaking authority
3701-64-02(F)(2)	Shall	Notice published to website - summarize hearing request information	3721.26	No, general rulemaking authority	No, general rulemaking authority
3701-64-02(F)(2)	Shall	Notice published to website - refer to ANME program	3721.26	No, general rulemaking authority	No, general rulemaking authority
3701-64-02(F)(2)	Shall	Notice published to website - mail notice of publication to accused's last know address	3721.26	No, general rulemaking authority	No, general rulemaking authority
3701-64-02(F)(2)	Shall	Notice published to website - notice deemed received after 21 days	3721.26	No, general rulemaking authority	No, general rulemaking authority
3701-64-03(A)	Shall	Requirements for the accused to request a hearing	3721.26	No, general rulemaking authority	No, general rulemaking authority
3701-64-03(A)	Shall	Requirements for the accused to request a hearing - timeframe	3721.26	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-64-03(B)	Shall	Requires Director to schedule hearing	3721.26	No, general rulemaking authority	No, general rulemaking authority
3701-64-04(B)	Shall	Director to notify accused 15 days prior to hearing date	3721.26	No, general rulemaking authority	Yes, state law
3701-64-03(B)	Shall	Requires Director to schedule hearing within 60 days of request	3721.26	No, general rulemaking authority	No, general rulemaking authority
3701-64-03(B)	Shall	Appointment of hearing officer	3721.26	No, general rulemaking authority	Yes, state law
3701-64-03(B)	Shall	Hearing officer not involved in investigation	3721.26	No, general rulemaking authority	No, general rulemaking authority
3701-64-04(B)	Shall	Hearing officer has same authority as director	3721.26	No, general rulemaking authority	Yes, state law
3701-64-04(C)(1)	Shall	Service of subpoena	3721.26	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-64-04(C)(3)	Shall	Service of - request of accused	3721.26	No, general rulemaking authority	No, general rulemaking authority
3701-64-04(C)(3)	Shall	Service of subpoena - timely issuance	3721.26	No, general rulemaking authority	No, general rulemaking authority
3701-64-04(D)	Shall	Recording of hearing	3721.26	No, general rulemaking authority	Yes, state law
3701-64-04(D)	Shall	Record of hearing - all testimony and evidence	3721.26	No, general rulemaking authority	Yes, state law
3701-64-04(E)	Shall	Hearing officer -conduct of hearing	3721.26	No, general rulemaking authority	Yes, state law
3701-64-04(E)	Shall	Hearing officer - rule on admissibility	3721.26	No, general rulemaking authority	Yes, state law
3701-64-04(E)	Shall	Hearing officer - rule on proffers	3721.26	No, general rulemaking authority	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-64-04(H)	Shall not	Hearing officer - guided by Ohio Rules of Evidence	3721.26	No, general rulemaking authority	Yes, state law
3701-64-04(H)	Shall	Hearing officer - consider all evidence	3721.26	No, general rulemaking authority	Yes, state law
3701-64-04(I)	Shall	hearing officer to send a written report of the hearing	3721.26	No, general rulemaking authority	No, general rulemaking authority
3701-64-04(I)	Shall	written report - contents	3721.26	No, general rulemaking authority	No, general rulemaking authority
3701-64-04(I)	Shall	Hearing officers findings based on a preponderance of evidence	3721.26	No, general rulemaking authority	No, general rulemaking authority
3701-64-04(J)	Shall	Sets forth requirements for objections to the hearing officers report	3721.26	No, general rulemaking authority	No, general rulemaking authority
3701-64-05(A)	Shall	Requires Director to make a finding against an individual accused of ANME	3721.26	No, general rulemaking authority	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-64-05(A)	Shall	Finding based on hearing officer's report and hearing record	3721.26	No, general rulemaking authority	Yes, state law
3701-64-05(B)	Shall not	States the Director cannot make a finding of ANME based on factors beyond the accused's control	3721.26	No, general rulemaking authority	No, general rulemaking authority
3701-64-05(C)	Shall	Sets forth the notice requirements for a finding of ANME	3721.26	No, general rulemaking authority	Yes, state law
3701-64-05(D)	Shall	Requires the Director to include any written statement provided by individual with a finding of ANME on the nurse aide registry	3721.26	No, general rulemaking authority	Yes, state law
3701-64-05(E)	Shall	Procedure the director must follow when not making a finding of ANME	3721.26	No, general rulemaking authority	Yes, state law
3701-64-05(F)	Shall	Failure to follow timeframes does not negate director's finding	3721.26	No, general rulemaking authority	Yes, state law
3701-65-01	Shall	The restriction defines the manner in which data is to be collected and submitted to the ODH> Changes occurred to this legislation effective 9/29/15 to a voluntary / opt in nature for data collection. ODH must supply to the ODE aggregated data for which they use in their local school district report cards.	R.C. 3313.674	Yes, state law	Yes, state law

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3701-67-02(A)	Shall	In accordance with sections 307.621 and 307.622 of the Revised Code, each county in Ohio shall establish a CFR board or join a regional CFR board for the purpose of reviewing the deaths of children residing in that county.	307.621	Yes, state law	Yes, state law
3701-67-03(A)	Shall	The board of county commissioners shall designate either the health commissioner that establishes the CFR board or a representative of the health commissioner to convene and be the chairperson of the CFR board. If a regional CFR board is established, the health commissioner appointed to establish the regional CFR board or his or her designee shall convene the CFR board meetings and be the chairperson of the CFR board. In any county that has a body acting as a CFR board on the effective date of this rule, the board of county commissioners of that county, in lieu of having a health commissioner establish a CFR board, shall appoint that body to function as the CFR board for the county. The body shall have the same duties, obligations, and protections as a CFR board appointed by the health commissioner. The board of county commissioners or an individual designated by the CFR board shall convene the body as required by section 307.624 of the Revised Code.	307.624	Yes, state law	Yes, state law
3701-67-03(B)	Shall	If a regional CFR board includes a county with more than one health district, the CFR board meeting shall be convened in that county. If more than one of the counties participating in a regional CFR board has more than one health district, the person convening the meeting shall select one of the counties containing more than one health district as the county in which to convene the CFR board meeting.	307.624	Yes, state law	Yes, state law
3701-67-03(C)	Shall	Each CFR board shall be convened at least once a year to review the deaths of all children who, at the time of death, were residents of the county or, in the case of a regional board, were residents of one of the participating counties.	307.624	Yes, state law	Yes, state law

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3701-67-03(D)	Shall	If a child dies in an Ohio county other than the child's county of residence, the review shall be conducted in accordance with this paragraph. For purposes of this paragraph, the CFR board with jurisdiction over the county of residence shall be referred to as the lead CFR board. The CFR board with jurisdiction over the county in which the child died shall be referred to as the secondary CFR board.	307.624	Yes, state law	Yes, state law
3701-67-03(E)	Shall not	Meetings of CFR boards established under section 307.621 of the Revised Code shall not be considered public meetings and, as such, are not subject to section 121.22 of the Revised Code.	307.621	Yes, state law	Yes, state law
3701-67-04(A)	Shall	Each CFR board shall implement a system for collecting information determined necessary by the CFR board to review the deaths of children who were residents of the county, or if a regional board, one of the participating counties, at the time of death.	307.621	Yes, state law	Yes, state law
3701-67-04(B)	Shall	The CFR board shall use the data collection tool or national child death review data base as designated by the director in accordance with rule 3701-67-06 of the Administrative Code. The CFR board shall review at a minimum the information required to be reported in the annual report to the department under rule 3701-67-07 of the Administrative Code.	307.626	Yes, state law	Yes, state law
3701-67-04(C)	Shall	The CFR board shall maintain the data collected and any work product of the CFR board in a confidential manner. All confidential information shall be used by the CFR board and its members only in the exercise of the proper functions of the CFR board.	307.627	Yes, state law	Yes, state law
3701-67-04(D)	Shall	Each CFR board shall take measures to ensure the security and confidentiality of information obtained during the course of conducting child death reviews.	307.627	Yes, state law	Yes, state law

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3701-67-04(E)	Shall	Each CFR board shall maintain child death review records for the time period required by the CFR board's retention schedule or seven years if there is no retention schedule.	307.621	Yes, state law	Yes, state law
3701-67-04(F)	Shall	The CFR board shall provide each CFR board member with a copy of the policies and procedures developed under paragraph (D) of this rule. If any task of the CFR board member is delegated to another person, the CFR board member is responsible for assuring that the person who is delegated a CFR board task is familiar with the policies and procedures and has access to such policies and procedures.	307.621	Yes, state law	Yes, state law
3701-67-05(A)	Shall	Each CFR board shall require at least one member of the CFR board attend the annual training sponsored by the department of health. Each CFR board shall encourage all CFR board members to attend.	307.621	Yes, state law	Yes, state law
3701-67-06(A)	Shall	The director shall provide a data collection tool for the review of child deaths or arrange for the use of a national child death review database. The individual data collected shall be maintained in a confidential manner.	307.621	Yes, state law	Yes, state law
3701-67-06(B)	Shall	Each CFR board shall use the director's data collection tool or the national child death review database to record the following information:	307.621	Yes, state law	Yes, state law
3701-67-07(A)	Shall	By April first of each year, each CFR board shall prepare and submit an annual report to the department of health in a manner and format that is prescribed by the director. The report shall include all of the following with respect to the child deaths in the calendar year specified by the director.	307.626	Yes, state law	Yes, state law

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3701-67-08(A)	Shall	On or before September thirtieth of each year, the Ohio department of health and the children's trust fund board shall jointly prepare and publish a report organizing and setting forth the data contained in all reports provided by CFR boards in their annual reports from the previous calendar year. The report shall also contain any recommended changes to law and policy that might prevent future deaths.	307.626	Yes, state law	Yes, state law
3701-67-08(B)	Shall	A copy of the report shall be provided to the governor, the speaker of the Ohio house of representatives, the president of the Ohio senate, the minority leaders of the Ohio house of representatives and Ohio senate, each Ohio county or regional CFR board and each Ohio county or regional family and children first council.	307.626	Yes, state law	Yes, state law
3701-68-01(B)	Must	To be eligible for grant funding for the provision of women's health services, the applicant must meet the following criteria:	R.C. 3701.046	Yes, state law	Yes, state law
3701-68-01(B)(1)	Must	The applicant must certify to the director that either:	R.C. 3701.046	Yes, state law	Yes, state law
3701-68-01(B)(2)	Shall	The applicant shall provide sufficient assurance to the director all of the following:	R.C. 3701.046	Yes, state law	Yes, state law
3701-68-01(B)(2)(a)	Shall	None of the funds shall be used to provide abortion services or counseling for or referrals for abortion, except in the case of a medical emergency	R.C. 3701.046	Yes, state law	Yes, state law

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3701-68-01(B)(2)(b)	Shall	The women's health services shall be provided by licensed doctors, licensed nurses, advanced practice registered nurses (APRNs), physician assistants, licensed social workers and licensed counselors in a medical clinical setting	R.C. 3701.046	No, general rulemaking authority	Yes, state law
3701-68-01(B)(2)(c)	Shall	The program shall not discriminate in the provision of services based upon an individual's religion, race, national origin...	R.C. 3701.046	Yes, state law	Yes, state law
3701-68-01(B)(2)(d)	Shall	The program shall provide services without subjecting individuals to any coercion to accept services or to employ any particular method of family planning.	R.C. 3701.046	Yes, state law	Yes, state law
3701-68-01(B)(2)(e)	Shall	Acceptance of services shall be solely on a voluntary basis and many not be made a prerequisite to eligibility for, or receipt of, any other service, assistance from, or participation in, any other program of the service provider;	R.C. 3701.046	Yes, state law	Yes, state law
3701-68-01(B)(2)(f)	Shall	The costs for services provided by the program, if any are charged, shall be based on the patient's ability to pay and priority in the provision of services shall be given to persons from low-income families	R.C. 3701.046	Yes, state law	Yes, state law
3701-68-01(B)(3)	Shall	The applicant shall develop and implement protocols consistent with applicable nationally recognized standards of care	R.C. 3701.046	No, general rulemaking authority	No, general rulemaking authority
3701-68-01(C)	Shall	The director shall award grant in amounts determined appropriate to eligible applicants in the following order of priority	R.C. 3701.046	Yes, state law	Yes, state law

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3701-68-01(C)(1)b)	Shall	The personnel providing the services shall be employed by or under contract for an individual's services with the local health department	R.C. 3701.046	Yes, state law	Yes, state law
3701-69-02 (A)(1)	Shall	Cannot perform radon testing without license	3723.09	Yes, state law	Yes, state law
3701-69-02 (A)(2)	Shall	Cannot provide advice on radon testing/exposure without license	3723.09	Yes, state law	Yes, state law
3701-69-02 (A)(3)	Shall	Cannot provide supervision of radon mitigation without a license	3723.09	No, general rulemaking authority	No, general rulemaking authority
3701-69-02 (A)(4)	Shall	Cannot provide advice on radon mitigation without a license	3723.09	Yes, state law	Yes, state law
3701-69-02 (A)(5)	Shall	Cannot authorize or perform radon mitigation without a license	3723.09	Yes, state law	Yes, state law
3701-69-02 (D)(1)	Shall	Notification requirements for out of state licensees.	3723.09	Yes, state law	Yes, state law

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3701-69-02 (D)(2)	Shall	Notification requirements for out of state licensees.	3723.09	Yes, state law	Yes, state law
3701-69-02 (D)(2)	Shall	Notification requirements for out of state licensees.	3723.09	Yes, state law	Yes, state law
3701-69-02 E	Shall	Director sets expiration of variance	3723.09	No, general rulemaking authority	No, general rulemaking authority
3701-69-02-G	Shall	Fraudulent or deceptively obtained license	3723.09	No, general rulemaking authority	No, general rulemaking authority
3701-69-02-F	Require	Application and fee requirements for multiple licenses	3723.09	No, general rulemaking authority	No, general rulemaking authority
3701-69-03(A)	Shall	Requirements for radon tester license	372309	Yes, state law	Yes, state law
3701-69-03(A)	Shall	Applicant shall provide name and address of radon laboratory used	3723.09	Yes, state law	Yes, state law

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3701-69-03(A)(1)(g)	Shall	Provide lab information if employing passive devices	3723.09	no, general rulemaking authority	No, general rulemaking authority
3701-69-03(A)(1)(h)	Shall	Calibration provider must be approved	3723.09	no, general rulemaking authority	No, general rulemaking authority
3701-69-03(A)(2)	Shall	Information to be included on course certificate	3723.09	no, general rulemaking authority	No, general rulemaking authority
3701-69-03(A)(4)(b)	Must	Veterans proof containing status of discharge	3723.09	no, general rulemaking authority	No, general rulemaking authority
3701-69-03 (B)	Shall	License expiration time frame	3723.09	no, general rulemaking authority	No, general rulemaking authority
3701-69-03 (B)(1)	Shall	Information to be included on application	3723.09	no, general rulemaking authority	No, general rulemaking authority
3701-69-03 (B)(1)	Shall	Application submitted 90 days prior to expiration	3723.09	no, general rulemaking authority	No, general rulemaking authority

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3701-69-03 (C)	Shall	Renewal accompanied by payment	3723.09	no, general rulemaking authority	No, general rulemaking authority
3701-69-03 (D)	Shall not	Application incomplete until payment and all required information gathered	3723.09	Yes, state law	Yes, state law
3701-69-03(D)(1)	Shall	30 day response to information requests	3723.09	no, general rulemaking authority	No, general rulemaking authority
3701-69-04-A	Shall	Application requirements for radon mitigation specialist license	3723.09	Yes, state law	Yes, state law
3701-69-04 (A)(1)	Shall	Application requirements for radon mitigation specialist license	3723.09	Yes, state law	Yes, state law
3701-69-04 (A)(1)(d)(iii)	Shall	Must attach radon lawsuit documentation to application if applicable	3723.09	Yes, state law	Yes, state law
3701-69-04 (A)(1)(h)	Shall	Provide lab information if employing passive devices	3723.09	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-69-04(A)(5)(b)	Must	Veterans proof containing status of discharge	3723.09	Yes, state law	Yes, state law
3701-69-04 (A)(1)(i)	Shall	Calibration provider must be approved	3723.09	Yes, state law	Yes, state law
3701-69-04 (A)(2)	Shall	Information to be included on course certificate	3723.09	Yes, state law	Yes, state law
3701-69-04 (B)	Shall	Radon mitigation specialist license nontransferable and expiration	3723.09	No, general rulemaking authority	No, general rulemaking authority
3701-69-04 (B)(1)	Shall	Application for specialist license renewal (license number and information)	3723.09	no, general rulemaking authority	No, general rulemaking authority
3701-69-04 (B)(1)	Shall	Application for specialist license renewal (submittal time)	3723.09	Yes, state law	Yes, state law
3701-69-04 (C)	Shall	Application for specialist license or renewal (payment)	3723.09	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-69-04 (D)	Shall not	Application incomplete until payment and all required information gathered	3723.09	Yes, state law	Yes, state law
3701-69-04 (D)(1)	Shall	30 day response to information requests	3723.09	Yes, state law	Yes, state law
3701-69-05 (A)	Shall	Application requirements for radon mitigation contractors	3723.09	Yes, state law	Yes, state law
3701-69-05 (A)	Shall	Information that shall be included	3723.09	Yes, state law	Yes, state law
3701-69-05 (A)	Shall not	Information shall not be limited to the listed	3723.09	Yes, state law	Yes, state law
3701-69-05 (A)(11)(c)	Shall	Must attach radon lawsuit documentation to application if applicable	3723.09	Yes, state law	Yes, state law
3701-69-05 (A)(14)	Shall	Application requirements for radon mitigation contractors (radiological safety plan)	3723.09	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-69-05 (A)(15)	Shall	Provide lab information if employing passive devices	3723.09	Yes, state law	Yes, state law
3701-69-05 (A)(16)	Shall	Calibration provider must be approved	3723.09	Yes, state law	Yes, state law
3701-69-05 (A)(17)	Shall	Application requirements for radon mitigation contractors (copy of radon mitigation contract)	3723.09	Yes, state law	Yes, state law
3701-69-05 (B)	Shall	Radon mitigation contractor license nontransferable and expiration information	3723.09	No, general rulemaking authority	No, general rulemaking authority
3701-69-05 (B)(1)	Shall	Application for license renewal (license number and information)	3723.09	No, general rulemaking authority	No, general rulemaking authority
3701-69-05 (B)(1)	Shall	Application for contractor license renewal (submittal time)	3723.09	Yes, state law	Yes, state law
3701-69-05 (C)	Shall	Application for contractor license renewal (payment)	3723.09	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-69-05 (D)	Shall not	Application incomplete until payment and all required information gathered	3723.09	Yes, state law	Yes, state law
3701-69-05 (D)(1)	Shall	Applicant shall respond to request for additional information with 30 days	3723.09	Yes, state law	Yes, state law
3701-69-05(E)	Shall	Director shall issue contractor license to holder of mitigation specialist license upon request and meet requirements	372309	Yes, state law	Yes, state law
3701-69-05 (E)	Shall	Radon mitigation contractor licensure expiration same as RS for sole proprietor	3723.09	Yes, state law	Yes, state law
3701-69-05 (E)	Shall	Radon mitigation contractor license fee waived for sole proprietor	3723.09	Yes, state law	Yes, state law
3701-69-06 (A)	Shall	Director will determine whether application meets criteria	3723.09	Yes, state law	Yes, state law
3701-69-06 (A)(3)(b)	Shall	Application for radon tester license (inclusion of radiological safety plan)	3723.09	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-69-06 (A)(4)(e)	Shall	Application for mitigation specialist license (inclusion of radiological safety plan)	3723.09	Yes, state law	Yes, state law
3701-69-06 (A)(5)(c)	Shall	Application for radon mitigation contractor license (inclusion of radiological safety plan)	3723.09	Yes, state law	Yes, state law
3701-69-07 (A)	Shall	Standards of conduct for licensed radon testers	3723.09	Yes, state law	Yes, state law
3701-69-07 (A)(2)(c)	Shall	Provide lab information if employing passive devices	3723.09	Yes, state law	Yes, state law
3701-69-07 (A)(3)	Shall	Notify director any changes to applicant information	3723.09	Yes, state law	Yes, state law
3701-69-07 (A)(3)(d)(iii)	Shall	Lawsuit information included with application	3723.09	Yes, state law	Yes, state law
3701-69-07 (A)(6)	Require	Must meet initial application requirements if CE not taken during licensing period	3723.09	Yes, state law	Yes, state law

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-69-07 (A)(7)	Shall	Device calibrations auditable record	3723.09	Yes, state law	Yes, state law
3701-69-07 (A)(7)	Shall	Requirements of what should be included in calibration certificates	3723.09	Yes, state law	Yes, state law
3701-69-07 (A)(9)	Shall	Testing records kept for 5 years	3723.09	Yes, state law	Yes, state law
3701-69-07 (A)(9)	Shall	Information to be included in testing records	3723.09	Yes, state law	Yes, state law
3701-69-07 (B)	Shall	Disclosure of involvement in testing and recommending a second opinion/long term test, if testing specialist is going to be the mitigation contractor	3723.09	Yes, state law	Yes, state law
3701-69-08 (A)	Shall	Standards of conduct for licensed radon mitigation specialists	3723.09	Yes, state law	Yes, state law
3701-69-08 (A)(2)(d)	Shall	Provide lab information if employing passive devices	3723.09	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-69-08 (A)(3)	Shall	Notify director any changes to applicant information	3723.09	Yes, state law	Yes, state law
3701-69-08 (A)(3)(d)(iii)	Shall	Must include lawsuit information with application	3723.09	Yes, state law	Yes, state law
3701-69-08 (A)(6)	Require	Must meet initial application requirements if CE not taken during licensing period	3723.09	Yes, state law	Yes, state law
3701-69-08 (A)(7)	Shall	Device calibrations auditable record	3723.09	Yes, state law	Yes, state law
3701-69-08 (A)(7)	Shall	Requirements of what should be included in calibration certificates	3723.09	No, general rulemaking authority	No, general rulemaking authority
3701-69-08 (A)(9)	Shall	Testing records kept for 5 years	3723.09	Yes, state law	Yes, state law
3701-69-08 (A)(9)	Shall	Information to be included in testing records	3723.09	Yes, state law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-69-08 (A)(12)	Shall	Mitigation records kept for 5 years	3723.09	Yes, state law	Yes, state law
3701-69-08 (A)(12)	Shall	Information to be included in mitigation records	3723.09	Yes, state law	Yes, state law
3701-69-08 (B)	Shall	Disclosure of involvement in testing and recommending a second opinion/long term test, if testing specialist is going to be the mitigation contractor	3723.09	Yes, state law	Yes, state law
3701-69-08 (A)(5)	Must	8 hours of CE specific to radon mitigation		Yes, state law	Yes, state law
3701-69-09 (A)	Shall	Standards of conduct for radon mitigation contractors	3723.09	Yes, State law	Yes, state law
3701-69-09 (A)(2)(d)	Shall	Provide lab information if employing passive devices	3723.09	Yes, State law	Yes, state law
3701-69-09 (A)(3)	Shall	30 day notification to changes of information on file	3723.09	Yes, State law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-69-09 (A)(3)(f)(iii)	Shall	Must include lawsuit information with application	3723.09	Yes, state law	Yes, state law
3701-69-09 (A)(5)	Shall	Device calibrations auditable record	3723.09	Yes, State law	Yes, state law
3701-69-09 (A)(5)	Shall	Requirements of what should be included in calibration certificates	3723.09	Yes, state law	Yes, state law
3701-69-09 (A)(9)	Shall	Maintain records of tests performed	3723.09	Yes, State law	Yes, state law
3701-69-09 (A)(9)	Shall	Keep testing records on file for 5 years	3723.09	Yes, State law	Yes, state law
3701-69-09 (A)(10)	Shall	Maintain records of mitigations performed	3723.09	Yes, State law	Yes, state law
3701-69-09 (A)(10)	Shall	Keep mitigation records for 5 years	3723.09	Yes, State law	Yes, state law

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-69-09 (A)(13)	Shall	Criteria which training must adequately instruct participants in	3723.09	Yes, state law	Yes, state law
3701-69-09 (B)	Shall	Contractor restrictions	3723.09	Yes, State law	Yes, state law
3701-69-09 (C)	Shall	Disclosure of involvement in testing and recommending a second opinion/long term test, if testing specialist is going to be the mitigation contractor	3723.09	Yes, State law	Yes, state law
3701-69-10 (A)(1)	Shall	Submit applications for separate courses	3723.09	Yes, state law	Yes, state law
3701-69-10 (A)(1)	Shall	Application requirements	3723.09	Yes, state law	Yes, state law
3701-69-10 (A)(2)	Shall	Must include course manual with application	3723.09	Yes, state law	Yes, state law
3701-69-10 (B)	Shall	Measurement course will be 16 hrs of supervised instruction	3723.09	Yes, state law	Yes, state law

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3701-69-10 (C)	Shall	Mitigation course will be 24 hrs of supervised instruction	3723.09	Yes, state law	Yes, state law
3701-69-10 (C)(12)	Shall	Material to be covered in 4 hr hands on training	3723.09	No, general rulemaking authority	Yes, state law
3701-69-10 (D)	Shall	Regulations for course operator to maintain approval of course	3723.09	Yes, state law	Yes, state law
3701-69-10 (F)	Shall	Approval of training course good for 2 years from approval	3723.09	No, general rulemaking authority	No, general rulemaking authority
3701-69-10 (F)	Shall	Must submit renewal 90 days prior to license expiration	3723.09	Yes, state law	Yes, state law
3701-69-10 (F)	Shall	Operator must document course compliance	3723.09	Yes, state law	Yes, state law
3701-69-11 (A)	Shall	Licensees shall receive full credit for continued education hours attended	3723.09	Yes, state law	Yes, state law

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3701-69-11 (B)	Shall	Must apply for credit of unapproved CE	3723.09	No, general rulemaking authority	No, general rulemaking authority
3701-69-11 (B)(1)	Shall	CE approval application must be submitted within 30 days of course completion (if completed already)	3723.09	No, general rulemaking authority	No, general rulemaking authority
3701-69-11 (B)(2)	Shall	Obtaining advanced approval of CE must be submitted 90 days prior	3723.09	No, general rulemaking authority	No, general rulemaking authority
3701-69-11 (C)	Shall	Information required for instructors seeking course completion credits	3723.09	No, general rulemaking authority	No, general rulemaking authority
3701-69-11 (D)	Shall	Director determines if non-approved course meets criteria	3723.09	No, general rulemaking authority	No, general rulemaking authority
3701-69-11 (D)	Shall	Director grants credit to courses deemed appropriate	3723.09	No, general rulemaking authority	No, general rulemaking authority
3701-69-12 (A)	Shall	Regulations regarding application for radon lab approval	3723.09	Yes, state law	Yes, state law

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3701-69-12 (A)(1)	Shall	Regulations regarding application for radon lab approval	3723.09	Yes, state law	Yes, state law
3701-69-12 (A)(1)	Shall	Application information not limited to specified criteria	3723.09	Yes, state law	Yes, state law
3701-69-12 (A)(2)	Shall	Application accompanied by payment of \$600	3723.09	Yes, state law	Yes, state law
3701-69-12 (B)	Shall	Lab needs current certification from proficiency program to be approved	3723.09	Yes, state law	Yes, state law
3701-69-12 (C)	Shall	Lab maintains certification status and documentation to maintain approval	3723.09	Yes, state law	Yes, state law
3701-69-12 (C)	Shall	License suspended if certification status expired	3723.09	Yes, state law	Yes, state law
3701-69-12 (D)	Shall	2 year license	3723.09	Yes, state law	Yes, state law

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3701-69-12 (D)	Shall	Renewal submitted 90 day prior to expiration	3723.09	Yes, state law	No, general rulemaking authority
3701-69-12 (D)	Shall	To have renewal approved must document certification status	3723.09	No, general rulemaking authority	Yes, state law
3701-69-13 (B)	shall	Director may review records for compliance determination	3723.09	Yes, state law	Yes, state law
3701-69-13 (C)	Shall	Make records or equipment regulated by rule available to director	3723.09	Yes, state law	Yes, state law
3701-69-13 (D)	Shall	Director can test any equipment, photograph, interview licensees	3723.09	Yes, state law	Yes, state law
3701-69-13 (D)	Shall Not	Aforementioned right not to be conditioned	3723.09	Yes, state law	Yes, state law
3701-69-13 (E)	Shall	Disclose addresses and owners/residents of properties of radon work to director upon request	3723.09	Yes, state law	Yes, state law

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3701-69-13 (F)	Shall	Licensed mitigation contractors submit report of all mitigation projects completed within each quarter	3723.09	Yes, state law	Yes, state law
3701-69-13 (G)	Shall	Licensed radon testers/mitigation specialists submit report of all tests completed within each quarter	3723.09	Yes, state law	Yes, state law
3701-69-13 (H)	Shall	Quarterly reports submitted in accordance with specified timelines	3723.09	Yes, state law	Yes, state law
3701-72-01(I)	Must	The licensed practitioner must be readily available for purposes of consulting with and directing the individual while performing the procedures.	ORC 4773.06	Yes, state law	Yes, state law
3701-72-01(S)	Must	"Personal supervision" means the supervisor must be in attendance in the room during the performance of the procedure.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-02(A)	Shall	Requires a valid license	ORC 4773.02	Yes, state law	Yes, state law
3701-72-02(B)	Shall	Requires an application for license	ORC 4773.03	Yes, state law	Yes, state law

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3701-72-02(B)(1)	Shall	Requires name of applicant	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-02(B)(2)	Shall	Requires license category	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-02(B)(3)	Shall	Requires payment	ORC 4773.03	Yes, state law	Yes, state law
3701-72-02(B)(4)	Shall	Requires a statement affirming that application information is accurate and true	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-02(B)(5)	Shall	Requires evidence of completing an educational program	ORC 4773.04	Yes, state law	Yes, state law
3701-72-02(B)(6)	Shall	Requires GXMO's to complete competency-based clinical modules	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-02(B)(7)	Shall	Requires Applicants for a general x-ray machine operator license who are currently enrolled and in the last year of a two-year accredited radiography educational program or who have graduated from a two-year accredited radiography educational program and are within twelve months of their date of graduation,	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority

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		may submit a signed affidavit from the director of the educational program to meet one or more of the competency-based training modules identified in paragraph (F) of rule 3701-72-04 of the Administrative Code			
3701-72-02(B)(8)	Shall	Evidence of having passed the Ohio examination	ORC 4773.04	Yes, state law	Yes, state law
3701-72-02(B)(9)	Shall	Individuals that submit with their applications, proof that they are a service member or veteran receive priority processing	ORC 4773.08	No, general rulemaking authority	Yes, state law
3701-72-02(B)(9)(b)	Must	All acceptable proof documents, except veterans identification card, must show the veteran status as honorable, general, general under honorable conditions, or discharged or released under conditions other than dishonorable.	ORC 4773.08	No, general rulemaking authority	Yes, state law
3701-72-02(C)	Shall	Requires a current general x-ray machine operator licensee is applying for a radiographer license, the application fee shall be fifteen dollars	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-02(C)	Shall	A radiographer license issued in accordance with this paragraph shall expire on the original expiration date of the current general x-ray machine operator license.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-02(D)	Shall	Requires an applicant for a license shall be at least eighteen years of age	ORC 4773.03	Yes, state law	Yes, state law

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3701-72-02(D)	Shall	Shall be of good moral character	ORC 4773.03	Yes, state law	Yes, state law
3701-72-02(D)	Must	In the event an applicant has ever been convicted of a felony, a certified copy of the conviction and indictment must be submitted with the license application for department review.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-02(E)	Shall	Requires an applicant shall be considered to have completed an educational program accredited by the department if the applicant provides proof that the course was taken , and is accredited by the "Joint Review Committee on Educational Programs in Nuclear Medicine Technology" or accredited by the "Joint Review Committee on Education in Radiologic Technology" or if the program is housed in a college accredited by the "North Central Association of Colleges and Schools" or other United States department of education approved regional accrediting agencies.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-02(F)	Shall Not	Requires an individual shall not be admitted to an Ohio examination without proof of successful completion of an educational program	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-02(G)	Shall	Requires the department shall mail or email a notice of request for additional information for an incomplete application for a license	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-02(G)	Shall	The applicant shall respond to the department's notice of request for additional information within twenty business days of receipt of the notice. Subject to Chapter 119. of the Revised Code, the director may also refuse to issue, or may suspend or revoke any license if the applicant or licensee does not meet the requirements	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority

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		of Chapter 4773. of the Revised Code, or Chapter 3701-72 of the Administrative Code.			
3701-72-02(H)	Shall	Requires the first license issued to an individual shall expire on the licensee's birthday two years after the issue date	ORC 4773	Yes, state law	Yes, state law
3701-72-02(H)	Shall	On or before thirty days prior to the expiration of a license, the department shall mail a notice and application for renewal to the licensee.	ORC 4745.02	Yes, state law	Yes, state law
3701-72-02(H)	Shall	The licensee shall complete the application according to the instructions on the notice and return it to the treasurer of state with a non-refundable, nontransferable check, money order, or electronic payment, payable to "Treasurer, State of Ohio", in the amount of forty-five dollars.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-02(H)	Shall	The application for renewal shall be postmarked or received electronically on or before the expiration date of the licensee's license.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-02(I)	Shall	Requires all application fees received shall be deposited in the general operations fund specified in section 3701.83 of the Revised Code to be used for the administration and enforcement of Chapter 4773. of the Revised Code	ORC 4745.02	Yes, state law	Yes, state law
3701-72-02(J)	Shall	Requires a general x-ray machine operator license to complete twelve CE credits before the license expiration date to renew a license. before the license expiration date to renew a license.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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3701-72-02(J)	Shall	One year after the effective date of this rule, any individual applying to renew a radiographer, nuclear medicine technologist or radiation therapist license shall have completed twenty-four CE credits before the license expiration date.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-02(J)	Must	The CE credits must be approved in accordance with rule 3701-72-03 of the Administrative Code and specific to the license category held. Applicants with multiple licenses may use the same CE credits for the renewal of each license.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-02(M)	Shall	An individual who does not apply to renew his or her license by the expiration date shall be considered to have an expired license.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-02(N)	Must	An individual who applies to reinstate an Ohio radiologic license after thirty days following the expiration of the license must submit the following :	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-02(N)(1)	Must	Sixty-five dollar application fee, unless the individual's or spouse of an individual's active service in the armed forces precluded renewal, in which case, the fee is forty-five dollars;	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-02(N)(2)	Must	An individual who applies to reinstate an Ohio radiologic license after thirty days following the expiration of the license must submit evidence of completing twelve CE credits within the last two years	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-02(N)(2)	Shall	One year after the effective date of this rule, any individual applying for a radiographer, nuclear medicine technologist or radiation therapist license shall have completed twenty-four CE credits within the last two years;	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority

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3701-72-02(N)(3)	Must	An individual who applies to reinstate an Ohio radiologic license after thirty days following the expiration of the license must submit evidence of having passed the Ohio examination	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-02(N)(4)	Must	Evidence of passing the state examination.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(A)	Shall	Any person desiring to conduct an accredited educational program for a specific course of study shall complete an application prescribed by the director and submit the completed application to the director with the non-refundable application fee at least sixty days prior to initiating the program.	ORC 4773.07	Yes, state law	Yes, state law
3701-72-03(A)	Shall	The application fee shall be paid by check or money order, payable to "Treasurer, State of Ohio" in the amount of five hundred dollars. The director shall return an incomplete application to the applicant for completion.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(A)	Shall	The director shall return an incomplete application to the applicant for completion	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(A)	Shall	An approval to conduct an educational program does not expire but may be suspended or revoked in accordance with paragraph (J) of this rule. An application for approval as an accredited educational program shall contain the following:	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(A)(1)	Shall	An application for approval as an accredited educational program shall contain the Name, address, and telephone number of applicant.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority

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3701-72-03(A)(2)	Shall	An application for approval as an accredited educational program shall contain the title of program, length of program, target audience, specific program objectives, and the instructional techniques or strategies that will be used to obtain the intended learning outcomes.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(A)(3)	Shall	An application for approval as an accredited educational program shall contain the name, address, telephone number, and curriculum vitae of all instructors; and	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(A)(4)	Shall	An application for approval as an accredited educational program shall contain a statement certifying that the program complies and will remain in compliance with the requirements of this rule.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(B)	Shall not	The director shall not approve an application for a radiographer educational program unless the program meets the requirements of	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(C)	Shall Not	The director shall not approve an application for a nuclear medicine technologist educational program unless the program meets the requirements of	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(D)	Shall not	The director shall not approve an application for a radiation therapist educational program unless the program meets the requirements of	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(E)	Shall not	The director shall not approve an application for a general x-ray machine operator educational program unless	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority

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3701-72-03(E)(6)		The competency based clinical assessment shall be conducted in a laboratory setting to include film and digital image receptors, or DXA scanner for bone densitometry,	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(E)(6)(a)	Shall	Evaluating and assessing the patient with respect to:	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(E)(6)(a)(i)	Shall	Verification of the correct patient;	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(E)(6)(a)(ii)	Shall	Categorizing key factors, such as patient age and body habitus, for purposes of determining technique;	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(E)(6)(a)(iii)	Shall	Basic patient history and underlying medical issues (such as age, osteoporosis, spinal osteoarthritis) pertinent to radiography;	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(E)(6)(a)(iv)	Shall	Patient concerns regarding radiation exposure or the procedure;	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(E)(6)(a)(v)	Shall	Communication problems;	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority

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3701-72-03(E)(6)(a)(vi)	Shall	Prior studies;	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(E)(6)(a)(vii)	Shall	Pregnancy status, last menstrual cycle;	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(E)(6)(a)(viii)	Shall	Mobility and ambulatory status of patient (e.g., post op, post trauma, wearing a cast);	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(E)(6)(b)	Shall	The competency based clinical assessment shall be conducted in a laboratory setting to include film and digital image receptors, or DXA scanner for bone densitometry, and shall include explaining the radiologic procedure to the patient	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(E)(6)(c)	Shall	The competency based clinical assessment shall be conducted in a laboratory setting to include film and digital image receptors, or DXA scanner for bone densitometry, and shall include measuring part thickness (excluding podiatric and extremities) with calipers	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(E)(6)(d)	Shall	The competency based clinical assessment shall be conducted in a laboratory setting to include film and digital image receptors, or DXA scanner for bone densitometry, and shall include comparing the technique chart with the patient characteristics and setting the exposure factors on the unit;	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(E)(6)(e)	Shall	The competency based clinical assessment shall be conducted in a laboratory setting to include film and digital image receptors, or DXA scanner for bone densitometry, and shall include properly placing or employing the image receptor identification labels;	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority

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3701-72-03(E)(6)(f)(i)	Shall	The competency based clinical assessment shall be conducted in a laboratory setting to include film and digital image receptors, or DXA scanner for bone densitometry, and shall include competently positioning patients for all routine to include appropriate immobilization and use of positioning aids;	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(E)(6)(f)(ii)	Shall	The competency based clinical assessment shall be conducted in a laboratory setting to include film and digital image receptors, or DXA scanner for bone densitometry, and shall include competently positioning patients for all routine to include visualization of pertinent anatomy;	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(E)(6)(f)(iii)	Shall	The competency based clinical assessment shall be conducted in a laboratory setting to include film and digital image receptors, or DXA scanner for bone densitometry, and shall include competently positioning patients for all routine to include correct object-image distance (OID), source-to-image distance (SID), image receptor size, grid use, and compensating filters, as applicable;	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(E)(6)(f)(iv)	Shall	The director shall not approve an application for a general x-ray machine operator educational program unless the program has one or more of the clinical training modules specified in the appendix to this rule. The competency based clinical assessment shall be conducted in a laboratory setting to include film and digital image receptors, or DXA scanner for bone densitometry, and shall include proper collimation of the radiation beam.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(E)(6)(f)(v)	Shall	The competency based clinical assessment shall be conducted in a laboratory setting to include film and digital image receptors, or DXA scanner for bone densitometry, and shall include competently positioning patients for all routine to include appropriate breathing instructions to patient.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority

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3701-72-03(E)(6)(g)	Shall	The competency based clinical assessment shall be conducted in a laboratory setting to include film and digital image receptors, or DXA scanner for bone densitometry, and shall include operating equipment safely by keeping radiation exposures "as low as reasonably achievable" (ALARA). This entails routinely employing the cardinal safety principles of time, distance and shielding for both patient and operator	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(E)(6)(h)	Shall	The competency based clinical assessment shall be conducted in a laboratory setting to include film and digital image receptors, or DXA scanner for bone densitometry, and shall include processing the image	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(E)(6)(i)	Shall	The competency based clinical assessment shall be conducted in a laboratory setting to include film and digital image receptors, or DXA scanner for bone densitometry, and shall include assessing the image for basic quality control	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(F)	Shall	Any person may apply to the director for approval to conduct a continuing education course for general x-ray machine operators, radiographers, radiation therapists, or nuclear medicine technologists. Any person desiring to apply for approval to conduct a specific course of study shall complete one application per subject prescribed by the director and submit the completed application to the director with the application fee at least sixty days prior to initiating the program.	ORC 4773.07	Yes, state law	Yes, state law
3701-72-03(F)	Shall	The non-refundable application fee shall be paid by check or money order, payable to "Treasurer, State of Ohio" in the amount of seventy-five dollars per subject.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority

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3701-72-03(F)(1)	Shall	An application for approval of a continuing education course shall contain the name, address, and telephone number of applicant;	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(F)(2)	Shall	An application for approval of a continuing education course shall contain the title of course, number of CE credits, target audience, specific program objectives, and the instructional techniques or strategies that will be used to obtain the intended learning outcomes;	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(F)(3)	Shall	An application for approval of a continuing education course shall contain the name, address, telephone number, and curriculum vitae of all instructors;	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(F)(4)	Shall	An application for approval of a continuing education course shall contain a statement certifying that the course complies and will remain in compliance with the requirements of this rule.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(F)(5)(a)	Shall	An application for approval of a continuing education course shall contain a sample copy of the certificate that will be given to each participant that successfully completes the continuing education course which includes the title of the program and the department approval number;	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(F)(5)(b)	Shall	An application for approval of a continuing education course shall contain a sample copy of the certificate that will be given to each participant that successfully completes the continuing education course which includes date of the course;	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(F)(5)(c)	Shall	An application for approval of a continuing education course shall contain a sample copy of the certificate that will be given to each participant that successfully completes the continuing education course which includes number of approved CE credits;	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority

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3701-72-03(F)(5)(d)	Shall	An application for approval of a continuing education course shall contain a sample copy of the certificate that will be given to each participant that successfully completes the continuing education course which includes name of the approved sponsor;	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(F)(5)(e)	Shall	An application for approval of a continuing education course shall contain a sample copy of the certificate that will be given to each participant that successfully completes the continuing education course which includes signature space for the instructor or authorized representative of the sponsor; and	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(F)(5)(f)	Shall	An application for approval of a continuing education course shall contain a sample copy of the certificate that will be given to each participant that successfully completes the continuing education course which includes name of the participant.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(G)	Shall not	The director shall not approve an application for approval of a continuing education course unless the course meets the following requirements:	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(G)(1)	Shall	The course shall be conducted by an instructor who has a minimum of two years of professional experience and proficiency in instructing, and is qualified through academic preparation evidenced by a degree in radiological science, or completion of core course work in the radiological sciences, or demonstrates equivalent standards of experience and education.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(G)(2)	Shall	The course content shall include one of the following subjects:	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority

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3701-72-03(G)(2)(a)	Shall not	The director shall not approve an application for approval of a continuing education course unless the course content includes quality control, quality assurance, or quality management practices;	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(G)(2)(b)	Shall not	The director shall not approve an application for approval of a continuing education course unless the course content includes principles of radiographic imaging;	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(G)(2)(c)	Shall not	The director shall not approve an application for approval of a continuing education course unless the course content includes radiographic, radiation therapy, nuclear medicine or bone densitometry equipment, instrumentation, positioning, or procedures; or	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(G)(2)(d)	Shall not	The director shall not approve an application for approval of a continuing education course unless the course content includes radiation safety and protection.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(H)	Shall	Except in the case of a course approved pursuant to paragraph (L) of rule 3701-72-02 of the Administrative Code, an approved continuing education provider shall notify the department of any changes in curricula or instructors at least fourteen days prior to commencing the program or course. The department may audit any educational program or continuing education course accredited or approved under this rule.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-03(I)	Shall	Except in the case of a course approved pursuant to paragraph (L) of rule 3701-72-02 of the Administrative Code, an accredited education program or approved continuing education provider shall maintain records of individuals enrolled in the program for a period of at least three years from the date of providing the course.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority

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3701-72-04(A)	Shall	Each radiologic licensee shall operate ionizing radiation-generating equipment or use radiopharmaceuticals in accordance with the documented quality assurance and radiation protection programs required under the rules adopted pursuant to Chapter 3748. of the Revised Code. The director may at any time during business hours evaluate operator competency in regard to the safe operation of ionizing radiation-generating equipment or use of radioactive sources to determine compliance with Chapter 4773. of the Revised Code or any rules adopted pursuant to Chapter 3748. of the Revised Code.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-04(B)	Shall	Radiographers, nuclear medicine technologists, radiation therapists, and general x-ray machine operators who are registered nurses providing occupational health nursing services in an industrial workplace shall work under general supervision.	ORC 4773.08	Yes, state law	Yes, state law
3701-72-04(C)	Shall	General x-ray machine operators, other than those registered nurses who provide occupational health nursing services in an industrial workplace, shall work under the direct supervision of a licensed practitioner.	ORC 4773.08	Yes, state law	Yes, state law
3701-72-04(D)(1)	Shall	Only Ohio licensed practitioner, radiographer, nuclear medicine technologist, radiation therapist or general x-ray machine operator within his/her scope of practice shall adjust or set technique factors;	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-04(D)(2)	Shall	Only Ohio licensed practitioner, radiographer, nuclear medicine technologist, radiation therapist or general x-ray machine operator within his/her scope of practice shall move or position equipment;	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-04(D)(3)	Shall	Only Ohio licensed practitioner, radiographer, nuclear medicine technologist, radiation therapist or general x-ray machine operator within his/her scope of practice shall move or position the patient;	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority

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3701-72-04(D)(4)	Shall	Only Ohio licensed practitioner, radiographer, nuclear medicine technologist, radiation therapist or general x-ray machine operator within his/her scope of practice shall expose the patient to radiation;	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-04(D)(5)	Shall	Only Ohio licensed practitioner, radiographer, nuclear medicine technologist, radiation therapist or general x-ray machine operator within his/her scope of practice shall reset the audible signal on the cumulative radiation exposure timer;	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-04(D)(6)	Shall	Only Ohio licensed practitioner, radiographer, nuclear medicine technologist, radiation therapist or general x-ray machine operator within his/her scope of practice shall assure adequate radiation protection to the patient and individuals in the procedure room from unnecessary radiation;	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-04(D)(7)	Shall	Only Ohio licensed practitioner, radiographer, nuclear medicine technologist, radiation therapist or general x-ray machine operator within his/her scope of practice shall process and post process digital image at the time of the procedure.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-04(F)	Shall	General x-ray machine operators licensed after August 1, 2008, who want to perform Chest and Abdomen procedures shall complete a Chest and Abdomen competency-based clinical training module from an accredited competency-based clinical training program.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-04(F)(1)	Shall	Chest and abdomen,	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-04(F)(2)	Shall	Extremities,	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority

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3701-72-04(F)(3)	Shall	Skull and sinus,	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-04(F)(4)	Shall	Spine,	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-04(F)(5)	Shall	Podiatric radiography, or	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-04(F)(6)	Shall	Bone densitometry.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-04(G)	Shall	Effective August 1, 2008, general x-ray machine operators changing employment to a different licensed practitioner within a new area of clinical practice, shall, prior to practicing in the new area, complete the appropriate competency-based clinical training module as required by paragraph (F) of this rule and submit evidence of completion of the clinical training to the department.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-04(H)	Shall	General x-ray machine operators initially licensed prior to August 1, 2008, who want to perform standard, diagnostic radiologic procedures using digital equipment, shall complete the corresponding competency-based clinical training module as listed in paragraph (F) of this rule and submit evidence of completion of the clinical training to the department.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority

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3701-72-04(I)	Shall	A licensee shall make his or her license available immediately upon the request of any person.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-04(J)	Shall	Each licensee shall notify the department in writing within thirty days if there is a change in the licensee's name, email or mailing address.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-04(K)	Shall	Positron emission tomography-computed tomography and single photon emission computed tomography-computed tomography fusion procedures shall be performed by a licensed nuclear medicine technologist or a licensed radiographer who has obtained training and demonstrated competency with the equipment and procedures.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-04(K)	Shall	Radiopharmaceuticals shall be injected only by a licensed nuclear medicine technologist or other competent licensed individuals acting within their scope of practice as authorized by the Revised Code.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-04(K)	Shall	If the computed tomography scanner is operated for any other diagnostic radiographic procedures, the computed tomography scanner shall be operated by a licensed radiographer.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-72-04(L)	Shall	CT simulation procedures shall be overseen by a radiation therapist.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority

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3701-72-04(L)	Shall	If the CT equipment is operated for any other diagnostic radiographic procedures, the CT equipment shall be operated by a radiographer.	ORC 4773.08	No, general rulemaking authority	No, general rulemaking authority
3701-73-02	Shall	...health commissioner having jurisdiction over the location where the incident occurred becomes aware of an incident, the health commissioner shall immediately inform the director of health	RC 3701.571	Yes, state law	Yes, state law
3701-74-01(B)	Shall	Organizations that wish to obtain funding from the choose life fund shall apply by June first for annual distribution of the funds using a form prescribed by the director.	3701.65 Revised Code	Yes, both state and federal law	Yes, both state and federal law
3701-74-01(B)	Shall	The form shall inform the organization of the conditions for receiving and using the funds.			
3701-74-01(B)	Must	To be eligible, the organization must meet all of the following requirements:	3701.65 Revised Code	Yes, state law	Yes, state law
3701-74-01(B)(8)	Shall	If the organization received choose life funds during the previous year, the organization shall submit with the application an audited financial statement verifying its compliance with this rule	3701.65 Revised Code	Yes, state law	Yes, state law
3701-74-01(I)	Shall	An eligible organization receiving funds from the choose life fund shall do all of the following:	3701.65 Revised Code	Yes, state law	Yes, state law

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3701-81-01(I)	Must	Residential rental unit lead-safe maintenance practices definition. A set of standards and practices which an owner must comply as part of the requirements to list a unit as lead safe.	3742.45	Yes, state law	Yes, state law
3701-81-02(D)	Must	For a property constructed prior to 1978, an owner or agent who chooses to do work him or herself to make the unit lead safe must follow lead safe maintenance practices.	3742.45	Yes, state law	Yes, state law
3701-81-02 (D)(5)	Must	An owner or agent of the owner, must retain documentation of compliance with the work practice standards set forth for at least 3 years.	3742.45	Yes, state law	Yes, state law
3701-81-02 (E)	Must	An owner or agent of a residential rental unit may hire a contractor to perform an assessment and repair identified areas. In order to work, a contractor must meet one of the following: completed lead safe maintenance practice training, certified by the EPA to perform work practices, is certified by the state.	3742.45	Yes, state law	Yes, state law
3701-81-02 (G)	Shall	Listing on lead-safe resident rental unit registry shall be effective for one year.	3742.45	Yes, state law	Yes, state law
3701-81-02 (G)	Must	An owner or agent of a residential rental unit must provide the director with evidence that an annual visual examination, required maintenance, and a clearance were performed.	3742.45	Yes, state law	Yes, state law
3701-81-02(H)	Shall	Owner of a residential rental unit subject to a lead hazard control order shall register the unit on the lead-safe rental registry once clearance has been achieved.	3742.45	Yes, state law	Yes, state law

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3701-81-02(I)	Shall not	A property owner who currently has a lead hazard control order on a unit shall not use the lead safe maintenance practices in this chapter to remediate those hazards.	3742.45	Yes, state law	Yes, state law
3701-81-03(A)	Shall	A person shall submit an application for approval of a training program on a form prescribed by the director.	3742.45	Yes, state law	Yes, state law
3701-81-03 (A)	Shall	An application for approval shall contain: a non-refundable fee of \$750 and a statement from the training manager certifying that the training program meets the minimum requirements set forth in 3701-81-06 of the Administrative Code and that compliance is being met.	3742.45	Yes, state law	Yes, state law
3701-81-03 (B)	Shall	A person shall submit an application for renewal of approval as a training program on a form approved by the director.	3742.45	Yes, state law	Yes, state law
3701-81-03 (B)	Shall	A person shall submit a separate application for each program for which the person is seeking approval.	3742.45	Yes, state law	Yes, state law
3701-81-03 (B)	Shall	An application for renewal shall contain the \$750.00 fee.	3742.45	No, general rulemaking authority	No, general rulemaking authority
3701-81-03 (B)	Shall	The individual shall also submit: a statement from the training manager certifying compliance and minimum requirements are being met and a statement indicating if anything previously reported has changed.	3742.45	Yes, state law	Yes, state law

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3701-81-03 (C)	Shall	The director shall notify the applicant of any deficiency or needed modification to the application.	3742.45	Yes, state law	Yes, state law
3701-81-03 (C)	Shall	Six months after written notification of any deficiency or needed modification, the application shall no longer be maintained.	3742.45	Yes, state law	Yes, state law
3701-81-03 (C)	Shall not	An application that is no longer maintained shall not be subject to appeal pursuant to Chapter 119. of the Revised Code.	3742.45	Yes, state law	Yes, state law
3701-81-03(G)	Shall	The training program manager shall allow the director to audit training program at no charge.	3742.45	Yes, state law	Yes, state law
3701-81-04(A)	Shall	Applicant shall designate a training program manager.	3742.45	Yes, state law	Yes, state law
3701-81-04(A)	Shall	The training program manager shall be responsible for ensuring that the program complies at all times with this chapter.	3742.45	Yes, state law	Yes, state law
3701-81-04 (A)	Shall	To be qualified as a training manager, an individual shall: have demonstrated experience and education in a related field.	3742.45	Yes, state law	Yes, state law

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3701-81-04(B)	Shall	A qualified principal instructor shall teach each approved training program.	3742.45	Yes, state law	Yes, state law
3701-81-04 (B)	Shall	To be qualified as a principal instructor a person shall: have successfully completed at least 8 hours of EPA training, have 2 years experience in a related field, and experience teaching workers or adults.	3742.45	Yes, state law	Yes, state law
3701-81-04 (C)	Shall	Guest instructors shall have demonstrated academic and work experience in the subject being taught.	3742.45	Yes, state law	Yes, state law
3701-81-05(A)	Shall	An approved training program shall: provide adequate facilities, issue unique course completion certificates to students, notify the director of any changes, and maintain records.	3742.45	Yes, state law	Yes, state law
3701-81-05 (A)(2)	Shall	The program completion certificate shall include: a unique certificate number, contact information of the trainee, dates of the course, date program was passed, contact information for the training program, a photo of the student, and a statement signed by the program manager.	3742.45	No, general rulemaking authority	No, general rulemaking authority
3701-81-05(B)	Shall	The training program manager shall ensure the program complies at all times with this chapter.	3742.45	Yes, state law	Yes, state law
3701-81-05 (B)	Shall	The training program shall develop and implement a quality control plan.	3742.45	Yes, state law	Yes, state law

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3701-81-05 (B)(1)	Shall	The quality control plan shall be used to maintain or improve the quality of the training program.	3742.45	Yes, state law	Yes, state law
3701-81-05 (B)(1)	Shall	As part of the quality control plan, the training manager shall: submit revisions to the director 10 days in advance, maintain integrity of the program exam, and designate a principal instructor.	3742.45	Yes, state law	Yes, state law
3701-81-05 (B)(3)	Shall	The training manager shall designate additional instructors as guest instructors for the program or programs the instructors will teach.	3742.45	Yes, state law	Yes, state law
3701-81-05 (B)(3)	Shall	The training program manager shall ensure that each appointed instructor complies with the qualifications outlined in rule 3701-81-04 of the Administrative Code.	3742.45	Yes, state law	Yes, state law
3701-81-06(A)	Shall	Approved training program shall teach the work practice standards set forth in ORC 3742 and OAC 3701-81-02.	3742.45	Yes, state law	Yes, state law
3701-81-06 (A)	Shall	Program shall provide trainees with the knowledge needed to perform resident rental until lead-safe maintenance practices.	3742.45	Yes, state law	Yes, state law
3701-81-06 (A)	Shall	Hands-on training shall be conducted so students gain practical experience.	3742.45	Yes, state law	Yes, state law

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3701-81-06 (A)	Shall	An approved training program shall meet the requirements set forth in this section.	3742.45	Yes, state law	Yes, state law
3701-81-06 (A)(1)	Shall	2 out of 8 training hours shall be designated as hands-on training.	3742.45	Yes, state law	Yes, state law
3701-81-06 (A2)	Shall not	The instructor to student ratio shall not exceed 1:25.	3742.45	Yes, state law	Yes, state law
3701-81-06 (A)(3)	Shall	The program shall conduct a program examination at the end of the program.	3742.45	Yes, state law	Yes, state law
3701-81-06 (A)(3)(a)	Shall	The program examination shall be developed in accordance with the requirements of paragraph (A)(3)(b) of this rule.	3742.45	Yes, state law	Yes, state law
3701-81-06 (A)(3)(a)	Shall	The program examination for residential rental unit lead safe maintenance practices shall have a minimum of 25 multiple choice questions.	3742.45	No, general rulemaking authority	No, general rulemaking authority
3701-81-06 (A)(3)(a)	Shall	The passing score for the examination shall be a 72%.	3742.45	No, general rulemaking authority	No, general rulemaking authority

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3701-81-06 (A)(3)(b)	Shall	The proportion of examination questions shall be: 20% on roles and responsibilities, health effects, state and federal regulations, 8% on visual examinations, 8% on recordkeeping, 40% on worksite preparation, and 24% on worksite cleaning, waste disposal and clearance examinations.	3742.45	No, general rulemaking authority	No, general rulemaking authority
3701-81-06 9 (A)(3)(c)	Must	A trainee must re-take the training course if they do not pass their examination within 3 attempts.	3742.45	No, general rulemaking authority	No, general rulemaking authority
3701-81-06 (A)(3)(d)	Shall	The training program shall provide written proof of the successful completion of the program to each candidate within one week of grading the program examination.	3742.45	Yes, state law	Yes, state law
3701-81-06 (A)(3)(e)	Shall	Each program examination shall be administered in a manner that ensures students pass on their own merits and no contents of the exam are revealed prior to the exam.	3742.45	No, general rulemaking authority	No, general rulemaking authority
3701-81-06 (B)	Shall	A residential rental unit lead-safe maintenance training program shall include instruction on a variety of topics including: roles and responsibilities, health effects, state and federal regulations, controlling hazards, containment and cleanup methods, site preparation, personal hygiene, and hands on training.	3742.45	Yes, state law	Yes, state law
3701-82-01(A)	Shall	Application to be a lead training program shall be submitted on form prescribed by the director	3742.08	Yes, both state and federal law	Yes, both state and federal law
3701-82-01(A)	shall	Application shall contain fee, and type of training to be provided, certification from provider certifying that program meets minimum requirements, instructor qualifications, course material	3742.08	Yes, both state and federal law	Yes, both state and federal law

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		to be used, examination materials to be used, and course certificate.			
3701-82-01(B)	Shall	Applicant shall submit renewal application on form prescribed by director.	3742.08	Yes, both state and federal law	Yes, both state and federal law
3701-82-01(B)	shall	Applicant shall submit a separate application for each program	3742.08	No, general rulemaking authority	No, general rulemaking authority
3701-82-01(B)	shall	Application for renewal shall include fee	3742.08	Yes, both state and federal law	Yes, both state and federal law
3701-82-01(B)	Shall	Applicant shall submit certification that program meets requirements, instructors meets requirements, use of training material and any changes since initial application	3742.08	Yes, both state and federal law	Yes, both state and federal law
3701-82-01(C)	shall	director shall notify applicant of deficiency in application	3742.08	Yes, both state and federal law	Yes, both state and federal law
3701-82-01(C)	Shall	Application not maintained more than six months after written notification	3742.08	No, general rulemaking authority	No, general rulemaking authority

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3701-82-01(C)	Shall Not	Application that is no longer maintained is not subject to appeal pursuant to R.C. 119	3742.08	No, general rulemaking authority	No, general rulemaking authority
3701-82-01(G)	Shall	Training manager shall allow for an audit by ODH.	3742.08	Yes, both state and federal law	Yes, both state and federal law
3701-82-01.1(A)	Shall	The applicant for training approval shall designate a training manager who meets all qualifications listed in the rule.	3742.08	Yes, both state and federal law	Yes, both state and federal law
3701-82-01.1(A)	Shall	Training manager shall meet the requirements listed	3742.08	Yes, state law	Yes, state law
3701-82-01.1(B)	Shall	A qualified principal instructor shall teach each approved training program. Qualifications are outlined in rule.	3742.08	Yes, both state and federal law	Yes, both state and federal law
3701-82-01.1(B)	Shall	Principal instructor shall meet the listed requirements	3742.08	Yes, state law	Yes, state law
3701-82-01.1(C)	Shall	A qualified work-practice instructor shall teach specific skills. The qualifications are outlined in rule.	3742.08	Yes, both state and federal law	Yes, both state and federal law

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3701-82-01.1(D)	Shall	Guest instructors shall have demonstrated academic and work expertise in the area sought.	3742.08	Yes, both state and federal law	Yes, both state and federal law
3701-82-01.2(A)	Shall	Outlines duties training programs shall meet	3742.08	Yes, both state and federal law	Yes, both state and federal law
3701-82-01.2(B)	Shall	Training manager shall ensure that the training program complies at all times with the rule	3742.08	Yes, both state and federal law	Yes, both state and federal law
3701-82-01.2(B)	Shall	Training manager shall develop the listed policies and procedures	3742.08	Yes, both state and federal law	Yes, both state and federal law
3701-82-01.3(A)	Shall	Training provider shall offer programs that teach work practice standards set forth in Revised Code and rule.	3742.08	Yes, both state and federal law	Yes, both state and federal law
3701-82-01.3(A)	Shall	Work practice standards shall be aught in the program	3742.08	Yes, both state and federal law	Yes, both state and federal law
3701-82-01.3	Shall	Traiiing program shall be comprised of training hours, including hands-on hours.	3742.08	Yes, both state and federal law	Yes, both state and federal law

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3701-82-01.3(A)	Shall	Training program shall be conducted to allow students to gain practical experience	3742.08	Yes, both state and federal law	Yes, both state and federal law
3701-82-01.3(A)	Shall	Outlines the minimum training hours a specific training shall include; prerequisites for trainees; and hands-on training hours.			
3701-82-01.3(A)(7)	Must	An individual shall complete an initial training within one year	3742.08	Yes, state law	Yes, state law
3701-82-01.3(A)(8)	Shall	A training program shall provide written proof of successful completion of the course to the candidate within one week	3742.08	Yes, state law	Yes, state law
3701-82-01.3(A)(9)	Shall not	The instructor-to-student ratio shall not exceed 1:25	3742.08	Yes, state law	Yes, state law
3701-82-01.3(B)	Shall	Each initial training course call include a core course for the exception of the clearance technician course.	3742.08	Yes, state law	Yes, state law
3701-82-01.3(B)	Shall	Requirements for the core training course	3742.08	Yes, state law	Yes, state law

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3701-82-01.3(D)	Shall	Requirements for the initial inspector training course	3742.08	Yes, both state and federal law	Yes, both state and federal law
3701-82-01.3(E)	Shall	Requirements for the initial risk assessor training course	3742.08	Yes, both state and federal law	Yes, both state and federal law
3701-82-01.3(F)	Shall	Requirements for the intial clearance technician training course	3742.08	Yes, both state and federal law	Yes, both state and federal law
3701-82-01.3(G)	Shall	Requirements for the initial lead abatement contractor training course	3742.08	Yes, both state and federal law	Yes, both state and federal law
3701-82-01.3(H)	Shall	Requirements for the initial project designer training course	3742.08	Yes, both state and federal law	Yes, both state and federal law
3701-82-01.3(I)	Shall	Requirements for the initial lead abatement worker training course	3742.08	Yes, both state and federal law	Yes, both state and federal law
3701-82-01.3(J)	Shall Not	Director shall not approve a refresher course unless the trainer teaches the primary course	3742.08	Yes, state law	Yes, state law

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3701-82-01.3(J)(1)	Shall	Requirements and components of an approved lead refresher training course	3742.08	Yes, both state and federal law	Yes, both state and federal law
3701-82-01.3(K)	Shall	For each initial program offered, except the core training, a hands-on skills assessment and program examination shall be conducted at the completion of the course	3742.08	Yes, both state and federal law	Yes, both state and federal law
3701-82-01.4(A)	May not	Training programs may not conduct or administer licensing examinations	3742.08	Yes, state law	Yes, state law
3701-82-01.4(A)	Shall	Minimum standards required when contracting with a standardized testing service to administer licensing examinations	3742.08	Yes, state law	Yes, state law
3701-82.01.4(B)	Shall not	Testing examination fees for licensure shall not exceed \$75	3742.08	Yes, state law	Yes, state law
3701-82-02(A)	Shall	No person shall provide analysis of lead in air, dust, soil, paint film or other substances for the purposes of meeting the requirements set forth in RC 3742.08 without approval by the Director of Health.	3742.09	Yes, state law	Yes, state law
3701-82-02(B)	Shall not	An application for environmental lead laboratory approval shall not be approved unless it meets all the qualifications as outlined in the rule.	3742.09	Yes, state law	Yes, state law

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3701-82-02(C)	Shall	Requirements an approved environmental lead laboratory must comply with	3742.09	Yes, state law	Yes, state law
3701-82-02(D)	Shall	No person shall provide analysis of lead content in blood unless they are approved as a clinical lead laboratory	3742.09	Yes, state law	Yes, state law
3701-82-02(E)	Shall not	The Director shall not approve an application for clinical lead laboratory approval unless it meets the criteria outlined in the rules	3742.09	Yes, state law	Yes, state law
3701-82-02(F)	Shall	Responsibilities of an approved clinical lead laboratory	3742.09	Yes, state law	Yes, state law
3701-82-02(H)	Shall	Environmental samples of water shall be analyzed by an OEPA approved laboratory	3745.89	Yes, state law	Yes, state law
3701-82-02(L)	Shall	If a lead laboratory application is incomplete, after 90 days the lab shall complete another application	3742.09	Yes, state law	Yes, state law
3701-82-03(A)	Must	Requirements for variance	3742.08, 3742.09	No, general rulemaking authority	No, general rulemaking authority

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3701-82-03(B)	Shall not	Director shall not grant a variance that defeats the spirit of the law	3742.08, 3742.09	No, general rulemaking authority	No, general rulemaking authority
3701-82-03(C)	Shall	Requesting party shall specify (1-5)	3742.08, 3742.09	No, general rulemaking authority	No, general rulemaking authority
3701-82-03(D)	Shall	Party requesting variance shall meet conditions of director	3742.08, 3742.09	No, general rulemaking authority	No, general rulemaking authority
3701-82-03(F)	Shall	Director shall notify the party requesting the variance in writing	3742.08, 3742.09	No, general rulemaking authority	No, general rulemaking authority
3701-82-03(F)	Shall	Denial of a variance shall be final and not subject to appeal	3742.08, 3742.09	No, general rulemaking authority	No, general rulemaking authority
3701 – 83 – 02 A	Shall	Requires defined healthcare facilities to comply with rules	3702.13, 3702.12, 3702.30	Yes, state law	Yes, state law
A1	Shall	Ambulatory surgical facilities shall comply with rules 3701-83-15 to 3701-83-22 of the Administrative Code;	3702.13, 3702.12, 3702.30	Yes, state law	Yes, state law

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A2	Shall	Freestanding dialysis centers shall comply with rules 3701-83-23 to 3701-83-24 of the Administrative Code;	3702.13, 3702.12, 3702.30	Yes, state law	Yes, state law
A3	Shall	Freestanding inpatient rehabilitation facilities shall comply with rules 3701-83-25 to 3701-83-32 of the Administrative Code	3702.13, 3702.12, 3702.30	Yes, state law	Yes, state law
A4	Shall	Freestanding birthing centers shall comply with rules 3701-83-33 to 3701-83-42 of the Administrative Code	3702.13, 3702.12, 3702.30	Yes, state law	Yes, state law
A5	Shall	Freestanding radiation therapy centers shall comply with rules 3701-83-43 to 3701-83-50 of the Administrative Code	3702.13, 3702.12, 3702.30	Yes, state law	Yes, state law
A6	Shall	Freestanding or mobile diagnostic imaging centers shall comply with rules 3701-83-51 to 3701-83-55 of the Administrative Code	3702.13, 3702.12, 3702.30	Yes, state law	Yes, state law
B	Shall	Freestanding birthing centers exempted from licensure under section 3702.301 of the Revised Code and paragraph (B) of rule 3701-83-03 of the Administrative Code shall comply with rules 3701-83-56 to 3701-83-59 of the Administrative Code.	3702.13, 3702.12, 3702.30	Yes, state law	Yes, state law
3702 – 83 – 03 (A)	Shall	No person shall operate a defined healthcare facility without a license	3702.30; 3702.12; 3702.13	Yes, state law	Yes, state law

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C	Shall	No person or agency of state or local government shall interfere with an investigation by the director or material misrepresenting information.	3702.30; 3702.12; 3702.13	Yes, state law	Yes, state law
D	Shall	Requires to find healthcare facilities to comply with laws.	3702.30; 3702.12; 3702.13	Yes, state law	Yes, state law
E	Shall	Establishes that nothing in the chapter should be construed as altering the practice of medicine.	3702.30; 3702.12; 3702.13	No, general rulemaking authority	No, general rulemaking authority
F	Shall	Requires a healthcare facility to have a governing body	3702.30; 3702.12; 3702.13	Yes, state law	Yes, state law
G	Shall	Requires HCF to maintain liability coverage	3702.30; 3702.12; 3702.13	No, general rulemaking authority	No, general rulemaking authority
H	Shall	No HCF shall allow smoking	3702.30; 3702.12; 3702.13	Yes, state law	Yes, state law
I	Shall	Nothing in the chapter shall be construed as authorized individuals to practice outside the scope of practice.	3702.30; 3702.12; 3702.13	No, general rulemaking authority	No, general rulemaking authority

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J	Shall	Requires HCF owner operator to be competent to perform duties	3702.30; 3702.12; 3702.13	Yes, state law	Yes, state law
K	Shall	Establishes that an HCF maintains management responsibility for all contracted services.	3702.30; 3702.12; 3702.13	Yes, state law	Yes, state law
K	Shall	The HCF shall ensure that contracted services are furnished in a safe an effective manner.	3702.30; 3702.12; 3702.13	Yes, state law	Yes, state law
3701 – 83 – 04A	Shall	A person or agency of state or local government seeking a license to operate an HCF shall submit to the director an application, on a form and in a manner prescribed by the director	3702.12, 3702.13, 3702.30; 3702.31	Yes, state law	Yes, state law
A		Establishes the information and documents the HCF shall submit as part of the application for license.	3702.12, 3702.13, 3702.30; 3702.31	Yes, state law	Yes, state law
B	Shall	A person or agency of state or local government seeking renewal of an HCF license shall submit to the director an application for renewal each year during the month specified on the HCF's license	3702.12, 3702.13, 3702.30; 3702.31	Yes, state law	Yes, state law
B	Shall	A person or agency of state or local government seeking renewal of an HCF license, or an amended license under paragraph (F) of this rule, shall submit to the director an application on a form and in a manner prescribed by the director	3702.12, 3702.13, 3702.30; 3702.31	Yes, state law	Yes, state law

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B	Shall	Establishes the information and comments the HCF shall submit with a renewal application.	3702.12, 3702.13, 3702.30; 3702.31	Yes, state law	Yes, state law
C	Shall	The HCF shall submit attestations and a fee as part of their license applications.	3702.12, 3702.13, 3702.30; 3702.31	Yes, state law	Yes, state law
D	Shall	Requires a license applicant to submit additional information upon directors request	3702.12, 3702.13, 3702.30; 3702.31	Yes, state law	Yes, state law
E	Shall	Requires HCF to notify department of the changes to ownership or accreditation status within 30 days	3702.12, 3702.13, 3702.30; 3702.31	Yes, state law	Yes, state law
F	Shall	Requires application for amended license under prescribed criteria	3702.12, 3702.13, 3702.30; 3702.31	Yes, state law	Yes, state law
G	Shall not	Prohibits the use of additional bed, station, room, or equipment until amended licenses obtained	3702.12, 3702.13, 3702.30; 3702.31	Yes, state law	Yes, state law
3701 – 83 – 05 A	Shall	Requires the director to issue a license if the facility meets all requirements of the chapter.	3702.12, 3702.13, 3702.30; 3702.31	Yes, state law	Yes, state law

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A	Shall	Additionally establishes that nothing in the rule shall exempt the facility from submitted data.	3702.12, 3702.13, 3702.30; 3702.31	Yes, state law	Yes, state law
A3	Shall	The director shall only issue one license of the same type for an HCF at a given location	3702.12, 3702.13, 3702.30; 3702.31	Yes, state law	Yes, state law
B1	Shall	A license shall contain the name and address of the facility for which it was issued, the effective date of the license, and the month the HCF must apply for renewal of the license	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B1a	Shall	The license for an ambulatory surgical facility shall specify the maximum number of operating rooms, or procedure rooms, or both	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B1b	Shall	The license for a freestanding dialysis center shall specify the maximum number of dialysis stations	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B1c	Shall	The license for a freestanding inpatient rehabilitation facility shall specify the maximum number of patient care beds	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B1d	Shall	The license for a freestanding birthing center shall specify the number of birth rooms	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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Ble	Shall	The license for a freestanding or mobile diagnostic imaging center shall specify the number and type of equipment.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B1f	Shall	The license for a freestanding or mobile radiation therapy center shall specify the number and type of equipment	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
C	Shall	Establishes the can conditions under which the director shall deny license.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
D	Shall	Requires HCF to notify director of any accreditation status change	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
3701 – 83 – 05.1 A	Shall	Establishes the actions the director shall take when a facility s operating without a license.	3702.12, 3702.13, 3702.30, 3702.32	Yes, state law	Yes, state law
A1	Shall	The directors notification to the unlicensed HCF shall specify the time frame for filing a complete application	3702.12, 3702.13, 3702.30, 3702.32	Yes, state law	Yes, state law
A1	Shall	The time to submit a complete application shall not exceed thirty days after the date of the order	3702.12, 3702.13, 3702.30, 3702.32	Yes, state law	Yes, state law

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A2	Shall	The department shall deliver the written order to the HCF.	3702.12, 3702.13, 3702.30, 3702.32	Yes, state law	Yes, state law
A2	Shall	The order shall be effective no later than fifteen days after the facility receives the order	3702.12, 3702.13, 3702.30, 3702.32	Yes, state law	Yes, state law
A2	Shall	shall stay in effect until such time as specified by the director or until a license is issued	3702.12, 3702.13, 3702.30, 3702.32	Yes, state law	Yes, state law
A3	Shall	The department shall issue a written order that prohibits the HCF from performing certain types of services.	3702.12, 3702.13, 3702.30, 3702.32	Yes, state law	Yes, state law
A3	Shall	order shall be effective on the date specified in the order	3702.12, 3702.13, 3702.30, 3702.32	Yes, state law	Yes, state law
A3	Shall	shall stay in effect until such time as specified by the director or until a license is issued	3702.12, 3702.13, 3702.30, 3702.32	Yes, state law	Yes, state law
A4	Shall	Issue a civil penalty that shall not be less than one thousand dollars and not more than two hundred fifty thousand dollars	3702.12, 3702.13, 3702.30, 3702.32	Yes, state law	Yes, state law

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A5	Shall	A civil penalty imposed under paragraph (D) of rule 3701-83-05.2 shall not be less than one thousand dollars and not more than two hundred fifty thousand dollars	3702.12, 3702.13, 3702.30, 3702.32	Yes, state law	Yes, state law
C3	Shall	Prior to or during the pendency of an administrative hearing under Chapter 119. of the Revised Code, issue an order that prohibits the HCF from performing certain types of services. The order shall be effective on the date specified in the order;	3702.12, 3702.13, 3702.30, 3702.32	Yes, state law	Yes, state law
C4	Shall	Impose a civil penalty as provided under paragraph (A) of rule 3701-83-05.2 of the Administrative Code. The civil penalty shall not be less than one thousand dollars and not more than two hundred fifty thousand dollars	3702.12, 3702.13, 3702.30, 3702.32	Yes, state law	Yes, state law
C5	Shall	Impose an additional civil penalty as provided under paragraph (E) of rule 3701-83-05.2 of the Administrative Code. The civil penalty shall not be less than five hundred dollars and not more than ten thousand dollars for each day that the HCF fails to correct the violation.	3702.12, 3702.13, 3702.30, 3702.32	Yes, state law	Yes, state law
F	Shall	The penalty for repeatedly failing to obtain informed consent shall be not less than one thousand dollars and not more than fifty thousand dollars.	3702.12, 3702.13, 3702.30, 3702.32	Yes, state law	Yes, state law
3701 – 83 – 05.2 A	Shall	Establishes how much in penalties shall be imposed.	3702.12, 3702.13, 3702.30, 3702.32	Yes, state law	Yes, state law
C	Shall	The total amount of monetary penalties shall not be more than 250,000.	3702.12, 3702.13, 3702.30, 3702.32	Yes, state law	Yes, state law

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D	Shall	Establishes penalties in the amount of \$1000-\$10,000 for each day of continued noncompliance with paragraph A5 of 3701 – 83 – 05.1.	3702.12, 3702.13, 3702.30, 3702.32	Yes, state law	Yes, state law
E	Shall	Establishes the additional month they can be charged for noncompliance between \$500 to 10000 each day for continued noncompliance with paragraph C5 of rule 3701 – 83 – 05.1.	3702.12, 3702.13, 3702.30, 3702.32	Yes, state law	Yes, state law
F	Shall	Establishes the criteria and amounts for penalties imposed for violations of paragraph F of rule 3701 – 83 – 05.1.	3702.12, 3702.13, 3702.30, 3702.32	Yes, state law	Yes, state law
H	Shall	If the HCF obtains a license or comes into compliance and waives the right to a hearing provided under Chapter 119. of the Revised Code, the civil penalty may be reduced up to fifty percent but shall not be less than one thousand dollars.	3702.12, 3702.13, 3702.30, 3702.32	Yes, state law	Yes, state law
3701-83-06 A	Shall	The director may notify an HCF of an inspection; prior notification shall be no earlier than thirty days and no later than two weeks prior to start date of the survey.	3702.12, 3702.13, 3702.30, 3702.32	Yes, state law	Yes, state law
B	Shall	Requires HCF to provide immediate access to the director to determine compliance with the chapter	3702.12, 3702.13; 3702.30; 3702.15	Yes, state law	Yes, state law
C	Shall	Requires HCF to obtain initial and annual documentation of state fire code compliance	3702.12, 3702.13; 3702.30; 3702.15	Yes, state law	Yes, state law

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C	Shall	In the case of an HCF regulated by the state fire code, following the initial license the HCF shall obtain documentation, every twelve months and at any other time requested by the director, that the HCF continues to be in compliance with the state fire code.	3702.12, 3702.13; 3702.30; 3702.15	Yes, state law	Yes, state law
E	Shall	The director shall inform the complainant and the HCF of the results of the inspection.	3702.12, 3702.13; 3702.30; 3702.15	Yes, state law	Yes, state law
F	Shall	Establishes inspection fees.	3702.12, 3702.13; 3702.30; 3702.15	Yes, state law	Yes, state law
H	Shall	The director shall provide a written statement of charges for inspections.	3702.12, 3702.13; 3702.30; 3702.15	Yes, state law	Yes, state law
H	Shall	The statement shall itemize the total costs incurred	3702.12, 3702.13; 3702.30; 3702.15	Yes, state law	Yes, state law
I	Shall	Requires ACF to pay inspection fees within 15 days of receipt	3702.12, 3702.13; 3702.30; 3702.15	Yes, state law	Yes, state law
J	Shall	The director shall deposit HCF fees into the quality monitoring and inspection fund	3702.12, 3702.13; 3702.30; 3702.15	Yes, state law	Yes, state law

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3701 – 83 – 07 A	Shall	Requires HCF to establish patient care policies	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
A1	Shall	Each patient shall be treated with consideration, respect, and full recognition of dignity and individuality, including privacy in treatment and personal care needs	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
A2	Shall	Each patient shall be allowed to refuse or withdraw consent for treatment;	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
A3	Shall	Each patient shall have access to his or her medical record,	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
A4	Shall	Each patient's medical and financial records shall be kept in confidence	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
A5	Shall	Each patient shall receive, if requested, a detailed explanation of facility charges including an itemized bill for services received	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B	Shall	Requires HCF to inform patients of their policies regarding advanced directives, DNR's, and to provide name of individual supervising their care	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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C	Shall	Requires HCF to implement a patient satisfaction survey	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
3701 – 83 – 08 A	Shall	Requires the use of appropriately trained, licensed, certified, or registered staff	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
A	Shall	Any staff member who functions in a professional capacity shall meet the standards applicable to that profession	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
A	Shall	Copies of current Ohio licenses, registrations and certifications shall be kept in the employee's personnel files	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
A	Shall	Or the provider of the HCF shall have an established system of records necessary for the director to ascertain that all individuals employed at the HCF who function in a professional capacity meet the standards applicable to that profession	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B	Shall	Each HCF shall develop and follow a tuberculosis control plan that is based on the provider's assessment of the facility	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B	Shall	The control and assessment shall be consistent with the centers for disease control and prevention (CDC) "Guidelines for Preventing the Transmission of Mycobacterium tuberculosis	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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B	Shall	The HCF shall retain documentation evidencing compliance with this paragraph	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B	Shall	The HCF shall furnish such documentation to the director upon request.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
C	Shall not	Prohibits HCF from allowing an individual under the influence of alcohol or drugs or with the communicable disease to work with patients	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
D	Shall	Requires HCF to provide employees written job description	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
E	Shall	Requires HCF to provide ongoing training program	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
E	Shall	The program shall provide both orientation and continuing training to all staff members.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
E	Shall	The orientation shall be appropriate to the tasks that each staff member will be expected to perform.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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E	Shall	Continuing training shall be designed to assure appropriate skill levels are maintained and that staff are informed of changes in techniques, philosophies, goals, and similar matters	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
F	Shall	Require staff to have orientation on policies, procedures, equipment, and safety	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
G	Shall	Requires annual evaluation of staff	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
H	Shall	Requires ACF to maintain staffing and payroll records for two years	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
3701 – 83 – 09 A	Shall	Requires HCF to assure staff members provide services within applicable current and accepted standards of practice and within state and federal law all requirements	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B	Shall	Requires an HCF to have ancillary and support services to meet the needs patients	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
C	Shall	Requires quality assessment and performance improvement program to include documentation and review of all complications and adverse events	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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D	Shall	Requires an HCF to establish and follow written infection control policies	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
D		Infection control policies shall be consistent with current infection control guidelines issued by the United States centers for disease control.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
D		Establishes the factors that shall be addressed in the IC policies.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
E	Shall	Requires HCF to maintain and operate equipment appropriately	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
F	Shall	Requires HCF to provide patient or patient representative with instructions for the service performed written information on how to obtain appointments and posttreatment care	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
G	Shall	Requires reporting of communicable diseases	3702.13; 3702.30; 3701.23	No, general rulemaking authority	No, general rulemaking authority
H	Shall	Requires HCF physicians to comply with informed consent	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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I	Shall	Requires an HCF to take action against a physician for not complying with informed consent	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
3701 – 83 – 10 A	Shall	Requires an HCF to have a certificate of occupancy and use from the appropriate issuing agency and compliance with state fire code	3702.12, 3702.13; 3702.30	No, general rulemaking authority	No, general rulemaking authority
B	Shall	HCF must be maintained in a safe and sanitary manner	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
C	Shall	Requires development of a disaster preparedness plan including evacuation	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
C	Shall	Each HCF shall review evacuation procedures at least annually and conduct practice drills with staff at least once every six months.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
D	Shall	Requires the labeling storage and disposal of poisons and hazardous-waste flammable materials in accordance with state and federal laws and regulations	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
3701 – 83 – 11A	Shall	Requires HCF to maintain a medical record for each patient	3702.12, 3702.13; 3702.30	No, general rulemaking authority	No, general rulemaking authority

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A	Shall	Each medical record shall be legible and readily accessible to staff for use in the ordinary course of treatment.	3702.12, 3702.13; 3702.30	No, general rulemaking authority	No, general rulemaking authority
B	Shall	Prohibits an HCF from disclosing medical records except as provided by state and federal law	3702.12, 3702.13; 3702.30	No, general rulemaking authority	No, general rulemaking authority
C	Shall	Requires record review for conformance with acceptable standards of practice	3702.12, 3702.13; 3702.30	No, general rulemaking authority	No, general rulemaking authority
D	Shall	Requires an adequate medical record keeping system to protect records against theft, loss, destruction, and unauthorized use	3702.12, 3702.13; 3702.30	No, general rulemaking authority	No, general rulemaking authority
E	Shall	Requires HCF to have policies and procedures to ensure confidentiality of records	3702.12, 3702.13; 3702.30	No, general rulemaking authority	No, general rulemaking authority
F	Shall	Requires medical records retention for at least six years from the date of discharge	3702.12, 3702.13; 3702.30	No, general rulemaking authority	No, general rulemaking authority
3701 – 83 – 12 A	Shall	Requires the establishment of the quality assessment and performance improvement program	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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B	Shall	Requires a written plan that describes the Q API objectives, organization, scope	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
C	Shall	Requires the QAP I to monitor and evaluate care, assess and improve quality of care resolve problems, conduct regular meetings chaired by the medical director of the HCF	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
C7	Shall	Any pattern that might indicate a problem shall be investigated and remedied, if necessary	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
D	Shall	Requires a program for assessment of high-risk activities related to patient safety and undertake appropriate improvements	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
E	Shall	Requires the reporting of data specified in the rules in the manner prescribed by the director	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
3701 – 83 – 13 A	Shall	Requires policies and procedures to receive, investigate, and report findings of complaints	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
A	Shall	Establishes the minimum information that shall be contained in complaint documentations.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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B	Shall	Requires HCF to publish the toll free complaint hot line number in a conspicuous area	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
3701 – 83 – 14 B	Must	A HCF seeking a variance or waiver must submit specified information in a written request	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
F	Shall	Establishes that the director's decision not to grant a waiver or variance in part or in full is final.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
F	Shall not	Waiver or variance decisions shall not be construed as creating any rights to a hearing under Chapter 119. of the Revised Code	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
G	Shall not	Establishes the granting of a waiver variance shall not be construed as setting a precedent for other cases.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
G	Shall	All variance and waiver requests shall be considered on a case-by-case basis.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
3701 – 83 – 16 A	Shall	Requires an ambulatory surgical facility to have a governing body	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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B	Shall	The governing body must review, update, and approve all procedures at least every two years, grant or deny clinical privileges, and provide for external peer review is owned and operated by one individual, and designate a qualified person training infection control to direct the infection control program at the ASF	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B	Shall	These actions shall be and based on documented evidence	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B3	Shall	An ASF operated by a single individual shall provide for an external peer review hat shall consist of a quarterly audit of a random sample of surgical cases.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
3701 – 83 – 17 A	Shall	ASF shall only admit patients who do not require overnight inpatient care must be less than 24 hours	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B	Shall	Requires comprehensive medical history and physical exam for each patient	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B	Shall	This history and physical exam shall document the pre-operative diagnosis and the procedure to be performed	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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B	Shall	shall become part of the patient's medical record prior to surgery	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
C	Shall	Requires documentation for the patient to be in the clinical record prior to procedure	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
D	Shall	Requires the attending physician, podiatrist, or dentist to examine the patient immediately before surgery to evaluate risks	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
D	Shall	An examination by an anesthesiologist, physician, podiatrist, anesthesia qualified dentist, or CRNA shall also be conducted	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
E	Shall	Requires a discharge of a patient within 24 hours	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
F	Shall	Requires patient records to accompany a patient transported to a hospital from the ASF	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
G	Shall	Requires the ASF to provide verbal and written instructions for postoperative care	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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H	Shall	Requires written acknowledgment of receipt of physician, podiatrist, or dentist written discharge instructions	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
I	Shall	Requires a discharge of the patient only if accompanied by a responsible person	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
3701 – 83 – 18A	Shall	Requires qualified nursing and physician staff in numbers appropriate for the services provided	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
A	Shall	Each ASF shall, based on the services provided and the number of patients served, maintain a sufficient number of staff and other personnel and an appropriate schedule of staff time to meet the needs of its patients in a timely manner	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B	Shall	Requires a medical director and an administrator	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
C	Shall	Requires a director of nursing who is an RN with experience in surgery and recovery room nursing	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
C	Shall	The DON shall be responsible for the management of nursing services	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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D	Shall	Establishes the criteria for the granting of privileges	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
E	Shall	Requires at least one physician, podiatrist, or dental staff to be present at all times when patients are recovering from anesthesia	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
F	Shall	Establishes the minimum nursing and ancillary staff numbers when patients are present in the facility	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
F1	Shall	Each ASF shall have 2 nurse present and on duty	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
F1	Shall	At least one nurse shall be an RN	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
F1	Shall	At least one nurse shall be ACLS certified and on duty in recovery room	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
F2	Shall	In addition to the requirement of paragraph (F)(1) of this rule, have at least one RN shall be readily available on an on-call basis	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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G	Shall	Requires a record-keeping's system for personnel and retention of staffing schedules and payroll for two years	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
H	Shall	Requires an ongoing training program for all ASF personnel	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
H	Shall	The program shall provide both orientation and continuing training to all staff members.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
I	Shall	Requires a physician to obtain informed consent	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
3701 – 83 – 19 A	Shall	Each ASF shall provide medical services, dental services, nursing services, pharmaceutical services, and anesthesia services	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
A	Shall	Each service shall be provided in a safe, effective manner that is consistent with the needs of the patient.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B	Shall	Establishes the space, equipment, and staff requirements for the administration of drugs and implement a program for the control of drugs	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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C1	Shall	Ensure that all anesthetics are administered by individuals acting within their licensed scopes of practice.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
C2	Shall	Maintain an anesthesia record for each patient who receives anesthetics in the facility. This record shall become a part of the patient's medical record	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
C2	Shall	The record shall include patient identification data, dosage and duration of anesthesia, and a record of administration of other drugs or therapeutics.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
D	Shall	Requires an ASF to respond to medical emergencies including cardiac care	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
E	Shall	Requires a written transfer agreement with the hospital for transfer of patients in the event of complications or emergencies	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
E1	Shall	A copy of the written transfer agreement shall be filed with the ASF's application for license renewal	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
F	Shall	Requires HCF to obtain informed consent signed by the patient or the representative prior to the surgery	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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F	Shall	This statement shall be made part of the patient's medical record.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
F	Shall	The ASF shall ensure that informed consents for surgical procedures have been signed.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
G	Shall	Requires the HCF to have policies in place relating to blood and blood products and to ensure that blood products are only administered by physicians and anesthesia qualified dentists, or RNs.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
3701 – 83 – 20 A	Shall	Requires HCF to have one more operating rooms appropriate to the procedures performed	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
A	Shall	The recovery area shall be adequately equipped for the proper care of post anesthesia recovery of surgical patients.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B	Shall	Establishes the minimum equipment standards and requirements for ASF's	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B1a	Shall	ASFs providing surgical procedures under topical and local infiltration blocks with or without oral or intramuscular preoperative sedation shall have: airways, bag mask respirator, oxygen source, suction equipment, and age-appropriate resuscitative drugs;	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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B1b	Shall	SFs providing surgical procedures performed in conjunction with oral, parenteral, or intravenous sedation or under analgesic or dissociative drugs or providing surgical procedures that require general or regional block anesthesia and support of vital bodily functions shall have: airways, endotracheal tubes, laryngoscope, oxygen delivery capability under positive pressure, suction equipment and suitable resuscitative drugs	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B2a	Shall	Each ASF shall have size-specific blood pressure apparatus and stethoscopes, electrocardiogram, oscilloscopes and when pediatric patients are treated, size-specific emergency equipment and medications	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B2b	Shall	ASFs performing surgical procedures in conjunction with oral, parenteral, or intravenous sedation or under an analgesic or dissociative drugs, or performing surgical procedures that require general or regional block anesthesia and support of vital bodily functions shall have a defibrillator, pulse oximeter with alarm, and temperature monitor.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B2c	Shall	ASFs using inhalation anesthesia shall have an anesthesia machine.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B3	Shall	Each ASF shall have suitable surgical instruments customarily available for the planned surgical procedure in the operating suite	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B4	Shall	Each ASF shall have in the recovery room, an emergency call system that is connected electronically, electrically, by radio transmission or in a like manner and that effectively alerts staff.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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C	Shall	Requires a preventive maintenance program for all equipment	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
C	Shall	Each ASF using inhalation anesthesia shall develop and follow policies and procedures for monitoring the anesthesia machine which are consistent with the standards recommended by the American society of anesthesiologists.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
D	Shall	Requires appropriate ventilation and humidity levels to minimize the risk of infection	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
E	Shall	Requires an ASF to have emergency power available	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
F	Shall	Require separate and distinct areas for waiting room, recovery room, treatment room, toilets, and storage.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
F	May not	The ASF and another entity may not mix functions and operations in a common space during concurrent or overlapping hours of operation.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
F	Shall	Operating, procedure, and recovery rooms must be used exclusively for surgical procedures.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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G	May not	Prohibits the use of new procedure or operating rooms until the ASF receives authorization from the department	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
H	Shall	Requires the development of policies and procedures for the storage and use of medical gases in accordance with NFPA 99	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
I	Shall	Requires ASF that use medications or drugs that induce malignant hyperthermia to have equipment and medication available to treat it	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
J	Shall	Requires appropriate intravenous fluids and administration equipment to meet the needs of patients	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
K	Shall	Requires an appropriate number of structures and wheelchairs for patient needs	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
3701 – 83 – 21 A	Shall	Establishes the requirements for the contents of patient medical records	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
A3	Shall	Pre-operative diagnosis, which shall be recorded prior to or at the time of admission	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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3701 – 83 - 22	Shall	Establishes the data components to be collected and maintained by the ASF	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
22	Shall	Shall report such data to the director upon request	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
3701-83-23	Shall	Establishes the definitions that shall apply to the ESRD rules.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
3701 – 83 – 23.1 A	Shall	Establishes the written policies and procedures requirements for freestanding dialysis centers to include infection control, administration of medication, dialysate requirements, hemodialyzer requirements direct care notification of problems related to the provision of dialysis care, emergency plans, and documenting responding to adverse events	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
A10	Shall	(Develop and follow policies and procedures for documenting and responding to adverse events. The policies and procedures shall include the course of action to be taken by staff to respond to adverse events, including patient care and evaluation of equipment, water, or dialysate solution	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
A10	Shall	Each dialysis center shall report to the director all adverse events	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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B	Shall	Each dialysis center shall utilize a coordinated and integrated interdisciplinary team working in conjunction with the patient	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B	Shall	Establishes the components the plan of care shall include.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
C	Shall	Requires the provision of necessary ancillary and support services	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
D	Shall	No dialysis center shall setup dialysis stations in excess of the authorized maximum number of license stations	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
E	Shall	No dialysis center shall provide treatment to hepatitis B positive patients unless the facility has an in-house isolation room, designated station, or designated area	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
F	Shall	Establishes the requirements for the provision of written information, directions, and policies to each patient	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
G	Shall	Establishes the operational records requirements	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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H	Shall	Requires the maintenance of records related to water test results and necessary treatments for two years	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
I	Shall	Requires the maintenance of a stocked emergency tray or cart	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
J	Shall	Requires the drugs and supplies the within their expiration date	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
K	Shall	Requires the development of procedures to respond to medical emergencies	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
3701 – 83 – 23.2 a	Shall	Requires the maintenance of a record keeping system for personnel records, schedules, and documentation that the facility is offered the hepatitis B vaccine to staff	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B	Shall	Requires an ongoing training program including an initial, orientation, and continuing training	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B	Shall	The program shall provide orientation, initial training, and continuing training to all staff members	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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B1	Shall	The orientation and initial training shall be conducted within thirty days of hire	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B1	Shall	Shall be appropriate to the tasks that each staff member will be expected to perform	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B2	Shall	The initial training shall include instruction in the infection control, equipment, and dialysate policies and procedures	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B3	Shall	Continuing training shall be designed to assure appropriate skill levels are maintained and that staff are informed of changes in techniques, mission, goals, policies and procedures	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
3701 – 83 – 23 .3	Shall	Establishes patient record content requirements	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
I	Shall	When a dialysis patient is transferred to another dialysis center or to a facility for inpatient care, the transferring dialysis center shall send all requested medical records and information to the receiving dialysis center or facility within one day of the transfer	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
3701 – 83 – 23.4 A	Shall	Requires dialysis facilities to have written policies and procedures for infection control.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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B	Shall	Requires dialysis facilities to follow preventive maintenance plans for equipment.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
C	Shall	Establishes the water culturing, treatment, and analysis requirements for dialysate.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
D	Shall	Requires each dialysis facility to conduct routine monitoring and surveillance of patients and staff with hepatitis B.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
D1	Shall	Each patient must be screened for hepatitis B surface antigen (HBsAG) and hepatitis B surface antibody before admission to the dialysis facility	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
D2	Shall	New employees must be screened for hepatitis B surface antigen (HBsAG) and hepatitis B surface antibody before or at the time of hire	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
D3	Shall	Each dialysis center shall offer the hepatitis B vaccine to all susceptible patients and all staff and document such action in the patient's medical record or the staff member's personnel record.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
E	Shall	Requires dialysis facilities to report incidents of infection and outbreaks related to dialysis treatment and products.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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E	Shall	Efforts shall be made to determine the origin of any such infection and remedial action shall be taken to protect all non-infected patients and prevent recurrence.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
F	Shall	Requires dialysis facilities to comply with the reporting requirements for communicable disease established in chapter 3701 – 03 OAC and 3701 – 83 – 23.1 OAC.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
3701 – 83 – 24 A	Shall	Requires a governing board to conduct an ongoing, comprehensive, integrated self assessment	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B	Shall	Requires the designation of an individual/individuals responsible for the Q API program	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B	Shall	Those designated individuals shall be responsible for the following activities related to the quality of care and services provided by the dialysis center:	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
C	Shall	Requires the use of findings of the Q API program for performance improvement, correct problems, and revise policies and procedures is necessary	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
D	Shall	Requires the immediate correction of identified problems that threaten health and safety of patients	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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E	Shall	Requires a center to provide to the director upon request copies of any data reports provided to the renal network designated by CMS	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
E	Shall	All patient specific information submitted to the director under this paragraph that identifies a patient shall be maintained in a confidential manner.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
3701 – 83 – 26 A	Shall	Requires inpatient rehabilitation facilities to provide services to meet the needs of its patient in accordance with the individual plan of care and the information that must be provided to patients or the representative	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
A	Shall	The facility shall provide the patient or the patient's representative with information on services and policies.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B	Shall	Requires the development of current care protocols, provision of services in accordance with all applicable laws, and clinical capabilities of the facility	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
C	Shall	Requires the use of coordinated and integrated IDT to meet the physical, psychosocial cotton, and cognitive needs of the patients	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
C	Shall	Each patient shall be provided the services of an interdisciplinary team	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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D	Shall	Requires the implementation of services for each patient by the IDT established by preliminary assessment and a comprehensive inpatient rehabilitation evaluation and treatment plan	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
E	Shall	Requires a facility to response medical emergencies including cardiac care	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
3701 – 83 – 27 A	Shall	Requires written criteria for the admission of patients to an inpatient rehabilitation facility	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B	Shall not	Prohibits the admission of patients to the facility unless the patient is able to tolerate three hours of rehab five days a week and is medically stable	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
C	Shall	Requires a facility to ensure a written preliminary assessment is conducted for each patient by the IDT within 48 hours of admission	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
3701 – 83 – 28 A	Shall	Establishes the requirements for the required written comprehensive inpatient rehabilitation evaluation for each patient	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
A	Shall	The comprehensive inpatient rehabilitation evaluation shall be developed by the interdisciplinary team	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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B	Shall	Each inpatient rehabilitation facility shall develop a written treatment plan for each patient admitted to the facility.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B	Shall	The treatment plan shall be developed by the interdisciplinary team	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B	Shall	The treatment plan shall include findings and services identified in the comprehensive inpatient evaluation	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
C	Shall	The treatment plan shall be periodically reviewed by the interdisciplinary team as indicated, but not less than once every seven days	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
C	Shall	The periodic review of the treatment plan shall be documented in the patient's records	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
D	Shall	Each inpatient rehabilitation facility shall designate an individual from the patient's interdisciplinary team to be the case manager for each patient	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
D	Shall	The designated individual shall be responsible for coordination of the patient's treatment plan.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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E	Shall	Requires a written discharge plan for each patient	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
E	Shall	Establishes what is required to be in the discharge plan.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
F	Shall	Requires the initiation of a comprehensive inpatient evaluation, treatment plan, and discharge plan within 72 hours of admission	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
3701 – 83 – 29 A	Shall	Requires an inpatient rehabilitation facility to provide or arrange for personnel in sufficient numbers and qualifications to meet the needs of patients	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
A	Shall	Requires personnel to be scheduled in sufficient= numbers to meet the needs and provide services to patients	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B	Shall	Establishes the minimum staffing requirements including medical director, nurses, PT and OT	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B1	Shall	The medical director shall be a physician who has appropriate experience and training to provide rehabilitation physician services	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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B2	Shall	The director of nursing shall be an RN with appropriate experience and training in rehabilitation nursing as demonstrated by the following;	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
D	Shall	Requires a personnel record keeping system, maintenance of schedules, payroll for two years	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
E	Shall	Requires the provision of an ongoing training program to include orientation and continuing education	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
E	Shall	The program shall provide both orientation and continuing training to all staff members	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
E1	Shall	The orientation shall be appropriate to the tasks that each staff member will be expected to perform	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
E2	Shall	Continuing training shall be designed to assure appropriate skill levels are maintained and that staff are informed of changes in techniques, philosophies, goals, and similar matters	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
3701 – 83 – 30A	Shall	Establishes the requirements for patient rooms including space and maximum bed capacity	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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A2	Shall	Maximum bedroom capacity shall be no more than four patients;	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B	Shall	Establishes the required structural features including flooring to reduce slippage, bathrooms, and supportive railings	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B1	Shall	Flooring shall be designed to minimize slipping	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B2	Shall	Establishes what patient bathrooms shall have	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B2a	Shall	Bathrooms shall have sufficient space to allow private use of hand washing, toilet, and bathing or shower facilities by a patient in a wheelchair, with an assisting attendant	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
B4	Shall	Doors to be used by patients shall be wide enough to accommodate wheelchairs	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
3701 – 83 – 31 A	Shall	Requires the facility to have equipment and supplies to meet the needs of patients	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law

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B	Shall	Requires the maintenance of equipment and supplies in a safe and sanitary manner	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
C	Shall	Requires the development, maintenance, and implementation of a preventive maintenance plan for all equipment	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
C	Shall	The preventive maintenance plan shall include periodic cleaning, adjustment and inspection in accordance with manufacturer's instructions.	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
3701 – 83 – 32	Shall	Establishes the required data components for the Q API program	3702.12, 3702.13; 3702.30	Yes, state law	Yes, state law
3701 – 83 – 34 A	Shall	Requires freestanding birthing centers to only admit and retain low-risk expectant mothers anticipating a normal spontaneous vaginally birth	3702.12, 3702.13, 3702.30, 3702.031	Yes, state law	Yes, state law
B	Shall	Requires freestanding birthing centers to consult with an attending physician or certified nurse midwife in consultation with the physician prior to providing services to expectant mothers	3702.12, 3702.13, 3702.30, 3702.031	Yes, state law	Yes, state law
C	Shall	Requires the transfer of a patient that requires medical intervention or nonroutine technology to a hospital or other appropriate healthcare facility unless the intervention or technology can be safely performed by the attending physician	3702.12, 3702.13, 3702.30, 3702.031	Yes, state law	Yes, state law

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D	Must	Requires an attending physician to remain with the patient that requires the use of medical intervention or nonroutine technology throughout the labor and immediate postpartum.	3702.12, 3702.13, 3702.30, 3702.031	Yes, state law	Yes, state law
E	Shall	Requires the center to provide a homelike environment with adequate space equipment and supplies for the number of patients treated	3702.12, 3702.13, 3702.30, 3702.031	Yes, state law	Yes, state law
F	Must	Requires the center to establish and enforce written policies for infection control and handwashing for patients and families	3702.12, 3702.13, 3702.30, 3702.031	Yes, state law	Yes, state law
3701 – 83 – 35 A	Shall	Requires a governing board to include one member who is a consumer	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
B	Shall	Establishes the requirements for the governing body including meetings, records, policies and procedures, and qualifications of staff	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
B2	Shall	The board shall establish a policy on conflict of interest disclosure	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
3701 – 83 – 36 A	Shall	Requires the birthing center to provide services to meet the needs of patients in accordance with the patient's plan of care.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law

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A	Shall	The center shall provide the patient or the patient's representative information on services provided and policies.	3702.11, 3702.13, 3702.30	No, general rulemaking authority	No, general rulemaking authority
B	Shall	Requires the center to develop and follow current care protocols using nationally recognized and asked accepted standards of care	3702.11, 3702.13, 3702.30	yes, state law	yes, state law
B	Shall	Each center shall maintain a current listing of the procedures and protocols	3702.11, 3702.13, 3702.30	yes, state law	yes, state law
B	Shall	Each center shall provide services in accordance with the clinical capabilities of the center	3702.11, 3702.13, 3702.30	yes, state law	yes, state law
C	Shall	Requires a provision of intrapartum care that requires minimal intervention and technology	3702.11, 3702.13, 3702.30	yes, state law	yes, state law
D	Shall	Requires the provision of postpartum and newborn care to promote bonding and establishes the minimum requirements for education, evaluation, and discharge criteria	3702.11, 3702.13, 3702.30	yes, state law	yes, state law
E	Shall	Requires a center to respond to medical emergencies including cardiac care	3702.11, 3702.13, 3702.30	yes, state law	yes, state law

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3701 – 83 – 37 A	Shall	Requires policies and procedures for the assessment of expectant mothers and establishes those criteria	3702.11, 3702.13, 3702.30	yes, state law	yes, state law
B	Shall	Requires centers to establish of all admission policies including records, observation, documentation, and screening	3702.11, 3702.13, 3702.30	yes, state law	yes, state law
B	Shall	The center shall upon admission of a patient, review the patient's health records, document vital signs, document labor progress, determine whether diagnostic or screening procedures are required.	3702.11, 3702.13, 3702.30	yes, state law	yes, state law
C	Shall	Requires a written transfer agreement with a hospital or healthcare provider for the transfer of a mother newborn in the event of complications or emergencies	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
D	Shall	Requires a center to maintain appropriate medical equipment and sufficient staff to provide for the transfer and transport of the mother or newborn	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
E	Shall	Requires a center to evaluate each expectant mother to determine if intrapartum transfers necessary and establishes the criteria	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
E	Shall	Establishes what the assessment shall include.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law

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F	Shall	Requires the evaluation of mother and newborn to determine whether postpartum transfers necessary	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
G	Shall	Requires the establishment of discharge criteria using nationally recognized standards for stays less than 48 hours the center shall arrange for the examination of the mother or newborn within 72 hours after discharge	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
G	Shall	Prior to discharge each center shall identify a primary care provider for both mother and baby.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
G	Shall	For postpartum stays less than forty-eight hours, each center shall provide or arrange for the examination of the mother and newborn within seventy-two hours after discharge by a licensed health care provider	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
3701 – 83 – 38 A	Shall	Requires the center to have an administrator	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
B	Shall	Requires a director of patient services who is a physician or a certified nurse midwife contracted with the collaborating physician	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
C	Shall	Requires a personnel file for each staff member to be retained for two years after discharge	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law

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D	Shall	Each center shall provide staff access to reference materials and provide continuing education, orientation, and ongoing training that shall be appropriate to the tasks that each staff member will be expected to perform.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
D	Shall	Training shall be designed to ensure appropriate skill levels are maintained and that staff are informed of changes	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
E	Shall	Requires the center to provide information on the philosophy of the centers to all applicants for employment	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
F	Shall	Requires the center to provide for availability and access to consulting specialists	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
G	Shall	Require sufficient number of staff and staff availability to meet the needs of patients	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
H	Shall	Requires establishment and posting of the staff schedule and consulting specialists	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
I	Shall	Requires a staff member with certification in cardiac life support and a second staff member certified in pediatric and neonatal resuscitation to be present in each birth	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law

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J	Shall	Requires a physician or certified nurse midwife to attend each birth	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
K	Shall	Requires a physician to be available for stabilization care of ill newborns and mothers	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
3701 – 83 – 39 A	Shall	Requires a provision of sufficient space for the number of patients and families	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
B	Shall	Requires at least two birth rooms and establishes their requirements	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
B	Shall	Establishes what each birth room shall have, including square footage and equipment.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
B2	Shall	The length or width of the room shall have a minimum dimension of eleven feet	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
C	Shall	Establishes the requirements for toileting, storage, communication system, handrails, and other structural requirements	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law

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C1	Shall	The toilet and bathing facilities shall be shared by not more than two birth rooms.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
D	Shall	Requires the establishment and maintenance of safety guidelines to be reviewed at least every 12 months	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
D	Shall	The center shall conduct and maintain records of evaluations of the electrical, plumbing, and infrastructure of the facility.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
E	Shall	Centers that provide laundry services on-site shall provide an area for laundry equipment with counter and storage space.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
E	Shall	The center shall provide for the separate collection, storage, and disposal of soiled materials.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
E	Shall	Soiled laundry shall be held in the soiled holding area until deposited in the washer.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
F	Shall	Requires a center that sterilizes equipment on-site to provide enough sterilizing equipment to meet the patient volume	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law

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G	Shall	Each center shall provide an area for families to store and serve light refreshments.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
G	Shall	The area shall include a sink, counter space, oven or microwave, refrigerator, cooking utensils, disposable tableware or dishwasher, storage space, and a seating area.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
H	Shall	Requires each birth room to have an area for equipment and supplies for newborn care in a separate area for supplies for maternal care	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
3701 – 83 – 40 A	Shall	Requires readily accessible and securely stored emergency carts for newborn care	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
B	Shall	Requires a readily accessible and securely stored emergency cart for resuscitation of the mother	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
C	Shall	Requires a center to designated area for maternal and newborn emergency equipment and supplies that is immediately accessible to the room	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
C	Shall	The emergency cart shall be immediately accessible to any room in which a birth may occur, but out of the direct line of traffic within the facility.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law

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D	Shall	Each center shall develop and implement an equipment preventive maintenance and repair program in accordance with manufacturer's specifications.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
D	Shall	The center shall maintain records of equipment performance, maintenance and malfunctions for the lifetime of the equipment's use at the center and a minimum of three years following the decommissioning or discontinuation of use of any piece of equipment.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
3701 – 83 – 41 A	Shall	Requires a maintenance of an inventory of supplies and medications to meet the needs of the number of patients served	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
B	Shall	Requires the center to establish and follow protocols for the use of medications during labor or the time of birth	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
C	Shall	Requires centers to monitor the shelf life of medications, dispose of expired items, security and storage of supplies, and maintenance of controlled drugs	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
3701 – 83 – 42 A	Shall	Establishes the requirements for the Q API program for the evaluation of the provision of services to mothers and newborns	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
A	Shall	Establishes the minimum factors that shall be included in the evaluation.	3702.11, 3702.13, 3702.30	yes, state law	yes, state law

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B	Shall	Requires each freestanding birthing center to report specified criteria to the director annually	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
3701 – 83 – 44 A	Shall	Requires freestanding radiation therapy centers to evaluate patients and assess tumors including location and staging	3702.11, 3702.13, 3702.30	yes, state law	yes, state law
A1	Shall	The evaluation shall be conducted by the radiation oncologist	3702.11, 3702.13, 3702.30	yes, state law	yes, state law
A1	Shall	The evaluation shall include a medical history, a physical examination, a review of the patient's diagnostic studies and reports, and, when appropriate, consultation by the radiation oncologist with the referring physician.	3702.11, 3702.13, 3702.30	yes, state law	yes, state law
A2	Shall	The assessment of tumors shall include a definition of tumor location, and the extent and stage of the tumor.	3702.11, 3702.13, 3702.30	yes, state law	yes, state law
B	Shall	Requires each center to provide services to meet the needs of the patient including consultation, treatment planning, optimal treatment, and clinical management patient education	3702.11, 3702.13, 3702.30	yes, state law	yes, state law
C	Shall	Requires centers to establish policies and procedures for the follow-up of patients for both curative and palliative treatments	3702.11, 3702.13, 3702.30	yes, state law	yes, state law

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C1	Shall	The radiation oncologist shall establish a post-treatment follow-up plan for each patient.	3702.11, 3702.13, 3702.30	yes, state law	yes, state law
C2	Shall	The follow-up of patients treated with curative intent shall be for five years and include outcome information.	3702.11, 3702.13, 3702.30	yes, state law	yes, state law
C3	Shall	If the center is unable to conduct the follow-up as planned, the center shall document the reason in the patient's medical record	3702.11, 3702.13, 3702.30	yes, state law	yes, state law
D	Shall	Requires care to be provided only upon written order of a radiation oncologist	3702.11, 3702.13, 3702.30	yes, state law	yes, state law
D	Shall	Each freestanding radiation therapy center shall communicate with referring physicians regarding the radiation therapy.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
E	Shall	Requires compliance with the Ohio cancer incident surveillance system reporting requirements	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
3701 – 83 – 45 A	Shall	Each freestanding radiation center must have an administrator	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law

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B	Shall	Each freestanding radiation therapy center shall have a radiation oncologist, nuclear medicine physician, radiologist, or other authorized user	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
B	Shall	The medical director, radiation oncologists, radiologists, nuclear medicine physicians, and authorized users shall be qualified by training, experience, and certification to perform the scope of radiation therapy services provided by the facility	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
B	Shall	The medical director shall Approve specific duties that may be performed by each member of the physics staff and ensure appropriate coverage of the radiation therapy center by radiation oncologists or other authorized users and staff	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
C	Shall	A radiation oncologist, nuclear medicine physician, radiologist, or other authorized user shall be available for direct care and quality review on a daily basis	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
C	Shall	If the radiation oncologist, nuclear medicine physician, radiologist, or other authorized user is not on-site, the radiation oncologist, nuclear medicine physician, radiologist, or other authorized user shall be accessible by phone, beeper, or other designated mechanism.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
D	Shall	Requires each center to have a medical physicist or tele-therapy physicists was appropriately certified, educated, or experienced	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
E	Shall	The medical physicist or teletherapy physicist shall be available for consultation with the radiation oncologist, nuclear medicine physician, radiologist, or other authorized user to provide advice or direction to staff when patient treatments are being planned or patients are being treated.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law

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E	Shall	Radiation therapy centers shall have regular on-site physics support during hours of clinical activity.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
E	Shall	The on-site support shall, at a minimum, be provided on a weekly basis.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
E	Shall	When a medical physicist or teletherapy physicist is not available on-site, other physics duties shall be established and documented in writing by the medical physicist or teletherapy physicist.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
E	Shall	The medical physicist shall specify the specific physics duties of other physics staff.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
E	Shall	Duties of physics staff shall be performed by each member of the physics staff in accordance with their qualification and competence.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
F	Shall	Each freestanding radiation therapy center shall have available a sufficient number of qualified staff for the radiation therapy services provided including individuals licensed as radiation therapy technologists or nuclear medicine technologists who are able to supervise and conduct the radiation therapy services	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
F	Shall	The nuclear medicine physician, radiologist, radiation oncologist, or other authorized user and support staff shall be available to initiate urgent treatment with a medically appropriate response time on a twenty-four hour basis.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law

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G	Shall	Requires a center to maintain personnel files and update them annually	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
3701 – 83 – 46 A	Shall	Requires a radiation oncologist to establish the doses appropriate for treatment	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
A	Shall	Treatment deliveries shall meet the specifications of the radiation oncologist.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
B	Shall	Requires applications to be described in detail and signed by the radiation oncologist in the patient record	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
B	Shall	The radiation oncologist shall be notified of any changes that may be necessary in the planned schedule of treatment.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
C	Shall	Establishes the requirements for treatment localization, complex analysis, dosage calculation, system for independent checking of initial dose calculations, and ongoing reviews	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
C4	Shall	Provide a system for independent checking of initial dose calculations. The check shall be conducted before the third fraction, or before twenty percent of the total dose when the treatment schedule provides less than ten fractions	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law

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D	Shall	Require centers to have devices to aid in positioning and immobilizing patients including shields, filters, wedges	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
D	Shall	Normal tissue shields, compensating filters, wedges and other aids shall be provided as medically appropriate.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
E		Requires the review of initial port films by radiation oncologist prior to a second treatment and review at least every 10 treatments	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
F	Shall	Requires establishment of procedures for medical emergencies including cardiac care	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
3701 – 83 – 47 A	Shall	Require center to maintain and follow written policies and procedures for handling emergencies that threaten health and safety of patients, staff, or public.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
B	Shall	Each freestanding radiation therapy center shall comply with the applicable provisions of Chapter 3748. of the Revised Code and the rules adopted pursuant to that chapter	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
C	Shall	Requires centers to identify, document, and report miss administrations of radiation and medical events related to radiation	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law

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3701 – 83 – 48 A	Shall	Requires necessary equipment to provide services with accuracy, precision, and efficiency either on-site, by referral, and the documentation of arrangements and referrals	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
A1	Shall	Each freestanding radiation therapy center shall provide, either on-site or by referral, for diagnostic services including computerized tomography (CT), magnetic resonance imaging (MRI), fluoroscopy, nuclear medicine, and clinical and surgical pathology	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
B	Shall	Requires development and implementation of a monitoring program for the calibration and measurement of radiation being in accordance with chapter 3701:1 – 67 of the administrative code	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
B	Shall	Calibration and operation of radiation therapy equipment shall be in accordance with the radiation requirements specified in rules 3701:1-67-05 and 3701:1-67-06 of the Administrative Code.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
C	Shall	Requires the development and implementation of preventive maintenance and repair program for all equipment	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
C	Shall	The center shall maintain records of equipment performance, maintenance and malfunctions for the lifetime of the equipment's use at the center.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
D	Shall	Requires centers that operate a linear accelerator, cobalt radiation therapy unit, or gamma knife to comply with section 3702.11 ORC	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law

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E	Shall	Requires the maintenance of emergency equipment and medications	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
3701 – 83 – 49	Shall	Requires the maintenance of documentation of the patient's malignancy by histopathology or statement of benign condition, documentation of services including radiographic images, reports of initial and ongoing evaluations, treatment plan, dosimetry calculations, progress and completion of treatment with follow-up planning	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
3701 – 83 – 50 A	Shall	As part of the Q API program, requires the center to report to the director number and type of radiation therapy equipment used and the type of radiation therapy services provided	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
B	Shall	As part of the quality assessment and performance improvement program requirements under paragraph (C) of rule 3701-83-12 of the Administrative Code, each freestanding radiation therapy center shall evaluate the provision of radiation therapy service	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
B	Shall	The review shall include case management, treatment results, and complications and adverse events.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
3701 – 83 – 52 A	Shall	Establishes the clinical and licensing requirements for the individual that has overall responsibility for the diagnostic imaging service	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law

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B	Shall	Requires each center to have a physician on-site when sedation or contrast is used	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
C	Shall	Require centers to have sufficient unqualified personnel available to meet the needs of patients for CT scans and establishes the requirements for the administration of a CT scan	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
C1	Shall	CT services shall be provided only upon the written order of a physician, chiropractor, dentist or podiatrist.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
C2	Shall	CT image interpretation shall be conducted by appropriately credentialed providers including, but not limited to a radiologist or a medical physicist.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
D	Shall	MRI freestanding and mobile diagnostic imaging centers shall have available sufficient and qualified personnel as appropriate for the services being offered	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
D1	Shall	MRI services shall be provided only upon the written order of a physician, chiropractor, dentist or podiatrist	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
D2	Shall	MRI image interpretation shall be conducted by appropriately credentialed providers including, but not limited to a radiologist or a medical physicist.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law

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E	Shall	Establishes the personnel, written order, image interpretation, and radiation safety requirements for PET scans and nuclear medicine	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
E1	Shall	PET and nuclear medicine services shall be provided only upon the written order of an authorized user	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
E2	Shall	PET and nuclear medicine image interpretation shall be conducted by appropriately credentialed providers including, but not limited to a radiologist or a medical physicist.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
F	Shall	Establishes the personnel, written order, and other standards for fluoroscopy services	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
F1	Shall	Fluoroscopy services shall only be provided upon the written order of a physician, dentist, or chiropractor	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
F2	Shall	fluoroscopy image interpretation shall be conducted by appropriately credentialed providers including, but not limited to a radiologist or a medical physicist.	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
G	Shall	Require centers to maintain personnel files and review annually	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law

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H	Shall	For CT and fluoroscopy services requires the individual responsible for supervision and provision of those services to be available for consultation with the radiologist or authorized user	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
H	Shall	The availability of a medical physicist to be documented in writing	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
H1	Shall	The documentation shall include documentation that the individual conducted an on-site survey at least annually of the imaging equipment in accordance with the manufacturer's specifications to evaluate compliance	3702.11, 3702.13, 3702.30	Yes, state law	Yes, state law
H2	Shall	Establishing written procedures to specify physics duties that shall be performed by each member of the physics staff in accordance with their qualifications and competence, and with the approval of the radiologist or authorized user responsible for diagnostic imaging services	3702.11, 3702.13, 3702.30	yes, state law	yes, state law
I	Shall	For MRI services, an individual should be available for consultation, advice, and direction for on-site survey to evaluate equipment management program, establish written procedures to specify safety and preventive maintenance,	3702.11, 3702.13, 3702.30	yes, state law	yes, state law
I	Shall	The availability of the individual shall be documented in writing	3702.11, 3702.13, 3702.30	yes, state law	yes, state law
I1	Shall	The documentation shall include conducting and onsite evaluation to evaluate the equipment management program	3702.11, 3702.13, 3702.30	yes, state law	yes, state law

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I2	Shall	Establishing written procedures to specify service and preventive maintenance duties that shall be performed by each member of the staff in accordance with their qualifications	3702.12, 3702.13, 3702.30	yes, state law	yes, state law
J	Shall	Requires the individual responsible for the supervision and provision of PET and nuclear meant services to implement conduct activities required in chapter 3701:1 – 58 ORC	3701.12, 3702.13, 3702.30, 3701:1-58	yes, state law	yes, state law
3701 – 83 – 53 A	Shall	Establishes the equipment requirements for freestanding diagnostic imaging services	3702.12, 3702.13, 3702.30	yes, state law	yes, state law
A1	Shall	all diagnostic imaging equipment shall be certified for clinical use by the United States food and drug administration	3702.12, 3702.13, 3702.30	yes, state law	yes, state law
A2	Shall	all diagnostic imaging equipment specifications and performance shall meet all applicable state and federal requirements	3702.12, 3702.13, 3702.30	yes, state law	yes, state law
A3	Shall	The development and maintenance of an equipment management program which shall include, but not be limited to, an inventory, risk assessment, and equipment orientation.	3702.12, 3702.13, 3702.30	yes, state law	yes, state law
B	Shall	Requires centers to identify, document, and report to ODH incidents where the imaging equipment contributed to or may have contributed to patient illness injury or death	3702.12, 3702.13, 3702.30	yes, state law	yes, state law

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C	Shall	Of course center to establish and maintain safety guidelines in accordance with the US and RC	3702.12, 3702.13, 3702.30	yes, state law	yes, state law
D	Shall	Establishes the safety factors that must be included including precautions against electrical and mechanical hazards and potential interactions with the magnetic field	3702.12, 3702.13, 3702.30	yes, state law	yes, state law
E	Shall	Each freestanding or mobile diagnostic imaging center shall establish and maintain procedures for handling medical emergencies, including emergency cardiac care.	3702.12, 3702.13, 3702.30	yes, state law	yes, state law
E	Shall	Each site at which diagnostic imaging services are provided shall have the equipment, supplies, and personnel necessary to handle clinical emergencies that might occur, including adverse reactions to contrast agents	3702.12, 3702.13, 3702.30	yes, state law	yes, state law
F	Shall	Requires a staff member current in BLS to be on duty in the center whenever patients are there	3702.12, 3702.13, 3702.30	yes, state law	yes, state law
3701 – 83 – 54 A	Shall	Establishes the requirements for information that must be included in the additional medical record for all patients treated in the center	3702.12, 3702.13, 3702.30	No, general rulemaking authority	No, general rulemaking authority
B	Shall	Requires the maintenance of medical records for period of six years from the date of service	3702.12, 3702.13, 3702.30, 3702.301	No, general rulemaking authority	No, general rulemaking authority

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3701 – 85 – 55 A	Shall	Establishes the components must be included in the QAPI program	3702.12, 3702.13, 3702.30, 3702.301	yes, state law	yes, state law
A1cii	Shall	Diagnostic imaging centers operated by a single physician or chiropractic radiologist shall provide for the external semiannual audit of a random sample of clinical images.	3702.12, 3702.13, 3702.30, 3702.301	yes, state law	yes, state law
A1cii	Shall	External audits shall not be conducted by an individual who is associated with, or has a financial interest in the center.	3702.12, 3702.13, 3702.30, 3702.301	yes, state law	yes, state law
B	Shall	Establishes the components of the Q API that must be reported to the director	3702.12, 3702.13, 3702.30, 3702.301	yes, state law	yes, state law
3701 – 83 – 57 A	Shall	Requires exempt freestanding birthing centers to admit, retain, discharge and transfer patients in accordance with rules 57 and 58	3702.12, 3702.13, 3702.30, 3702.301	Yes, state law	Yes, state law
A2	Shall	Prior to admission, each expectant mother shall be assessed by a physician, CNM, or midwife	3702.12, 3702.13, 3702.30, 3702.301	Yes, state law	Yes, state law
A2a	Shall	Exempt centers shall consult with a physician before admitting or retaining an expectant mother exhibiting signs of having other than a low-risk pregnancy or low-risk and full-term spontaneous vaginal delivery, or an expectant mother who has had no prenatal care	3702.12, 3702.13, 3702.30, 3702.301	Yes, state law	Yes, state law

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A2b	Shall	If the consulting physician determines that the expectant mother may not have a low risk pregnancy or low risk and full-term spontaneous vaginal delivery, the exempt center shall not admit or retain the expectant mother	3702.12, 3702.13, 3702.30, 3702.301	Yes, state law	Yes, state law
A2c	Must	If the expectant mother presents at the exempt center in actual labor or showing impending labor, and has had no prenatal care, the expectant mother must be transferred to a hospital or other health care facility or evaluated by a physician prior to admission to the exempt center	3702.12, 3702.13, 3702.30, 3702.301	Yes, state law	Yes, state law
A3	Shall	Each exempt center shall have in place an arrangement with a hospital, other appropriate health care setting, or provider for the transfer of a mother or newborn in the event of medical complications, emergency situations or as need arises.	3702.12, 3702.13, 3702.30, 3702.301	Yes, state law	Yes, state law
A4	Shall	Requires a transfer of patients requiring medical intervention or nonroutine technology	3702.12, 3702.13, 3702.30, 3702.301	Yes, state law	Yes, state law
B	Shall	Requires the evaluation of patients health and safety upon admission and evaluation to determine whether an intrapartum transfer is necessary	3702.12, 3702.13, 3702.30, 3702.301	Yes, state law	Yes, state law
B1	Shall	Requires a review of the patient's health history and prenatal care and evaluation of patients needs, testing, and need for consultation.	3702.12, 3702.13, 3702.30, 3702.301	Yes, state law	Yes, state law
B2	Shall	Each exempt center shall evaluate the expectant mother to determine whether an intrapartum transfer to a hospital or other appropriate health care setting is necessary.	3702.12, 3702.13, 3702.30, 3702.301	Yes, state law	Yes, state law

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B2	Shall	The evaluation shall include an assessment of the progress of the labor and possible complications.	3702.12, 3702.13, 3702.30, 3702.301	Yes, state law	Yes, state law
B3	Shall	Each exempt center shall, in consultation with a physician, evaluate the mother and newborn to determine whether a postpartum transfer to a hospital or other appropriate health care setting is necessary	3702.12, 3702.13, 3702.30, 3702.301	Yes, state law	Yes, state law
C	Shall	Each exempt center shall monitor the provision of services to ensure they are provided in a safe, considerate and timely manner that meets the needs of the exempt center's patients	3702.12, 3702.13, 3702.30, 3702.301	Yes, state law	Yes, state law
C1	Shall	Each exempt center shall arrange for consultation with a physician or nurse midwife who will review the center's policies, oversee quality of patient care, and admissions.	3702.12, 3702.13, 3702.30, 3702.301	Yes, state law	Yes, state law
C4	Shall	A doula of the mother's choosing may attend the mother in active labor, but shall be limited to only non-medical, non-midwifery and non-clinical assistance and support.	3702.12, 3702.13, 3702.30, 3702.301	Yes, state law	Yes, state law
C9a	Shall	Maintain sufficient equipment, supplies and medicinals to care for its patients. Each exempt center shall have a readily accessible and securely stored emergency cart or tray equipped to respond to emergency situations involving either the mother or newborn and consistent with the capabilities of the facility staff	3702.12, 3702.13, 3702.30, 3702.301	Yes, state law	Yes, state law
D	Shall	Each exempt freestanding birthing center shall establish and maintain a safe and sanitary environment to ensure patient safety.	3702.12, 3702.13, 3702.30, 3702.301	Yes, state law	Yes, state law

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D	Shall	Establishes facility, physical environment, home like design , and birth room requirements.	3702.12, 3702.13, 3702.30, 3702.301	Yes, state law	Yes, state law
D2	Shall	The review of the physical environment shall include the exterior of the facility including walkways, parking areas and outside recreation areas	3702.12, 3702.13, 3702.30, 3702.301	Yes, state law	Yes, state law
3701 – 83 – 58 A	Shall	Each exempt center shall monitor and evaluate the provision of direct care services to its patients	3702.12, 3702.13, 3702.30, 3702.301	Yes, state law	Yes, state law
A	Shall	shall implement procedures to improve the quality of care and resolve identified problems	3702.12, 3702.13, 3702.30, 3702.301	Yes, state law	Yes, state law
A	Shall	Establishes the minimum requirements for the quality assessment including a review of complications and transfers.	3702.12, 3702.13, 3702.30, 3702.301	Yes, state law	Yes, state law
B	Shall	Requires each facility to report specified information to the director of health by January 20 each year including number of births, staffing, how and by whom patients are assessed, deliveries, live births, fetal, neonatal, and maternal deaths, and other requirements	3702.12, 3702.13, 3702.30, 3702.301	Yes, state law	Yes, state law
C	Shall	Requires the data reported under paragraph B to be reviewed by the centers consulting physician prior to submission to ODH	3702.12, 3702.13, 3702.30, 3702.301	Yes, state law	Yes, state law

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3701 – 84 – 02 A	Shall	Requires all healthcare services to comply with the chapter	3702.11	Yes, state law	Yes, state law
A1	Shall	Solid organ transplant services shall comply with rules 3701-84-16 to 3701-84-21 of the Administrative Code;	3702.11	Yes, state law	Yes, state law
A2	Shall	Bone marrow transplant services, including stem cell harvesting and reinfusion, shall comply with rules 3701-84-24 to 3701-84-27 of the Administrative Code	3702.11	Yes, state law	Yes, state law
A3	Shall	Adult cardiac catheterization services shall comply with rules 3701-84-30 to 3701-84- 34.2 of the Administrative Code	3702.11	Yes, state law	Yes, state law
A4	Shall	Open heart surgery services shall comply with rules 3701-84-36 to 3701-84-40 of the Administrative Code	3702.11	Yes, state law	Yes, state law
A5	Shall	Pediatric intensive care services shall comply with rules 3701-84-61 to 3701-84-65 of the Administrative Code;	3702.11	Yes, state law	Yes, state law
A6	Shall	Linear accelerator, cobalt, and gamma knife services shall comply with rules 3701-84-67 to 3701-84-73 of the Administrative Code	3702.11	Yes, state law	Yes, state law

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A7	Shall	Pediatric cardiac catheterization services shall comply with rules 3701-84-75 to 3701-84-79 of the Administrative Code	3702.11	Yes, state law	Yes, state law
A8	Shall	Pediatric cardiovascular surgery services shall comply with rules 3701-84-81 to 3701-84-85 of the Administrative Code.	3702.11	Yes, state law	Yes, state law
B	Shall	The director shall review the provisions of Chapter 3701-84 of the Administrative Code periodically, consult with constituent groups and interested parties, and propose changes, as needed, to address technological advances and concerns with current rules.	3702.11	Yes, state law	Yes, state law
3701 – 84 – 03 A	Shall	No person shall operate a HCS without compliance with the chapter	3702.11	Yes, state law	Yes, state law
B	Shall	No person or agency of state or local government shall interfere with an investigation or inspection and no person shall materially misrepresent information provided to the director of health.	3702.11	Yes, state law	Yes, state law
C	Shall	Requires all HCSs to comply with all applicable federal, state, local laws including building codes	3702.11	Yes, state law	Yes, state law
D	Shall	No provider shall allow a person to smoke inside the structure and post applicable signage	3702.11	Yes, state law	Yes, state law

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E	Shall	Establishes that this Chapter does not authorize individuals to work out of their scope of practice.	3702.11	Yes, state law	Yes, state law
3701 – 84 – 04 A	Shall	Requires an HCS to notify the director in writing at least 30 days prior to initiating a new HCS or reactivating a discontinued or suspended HCS	3702.11	No, general rulemaking authority	No, general rulemaking authority
A	Shall	The notice shall contain facility identifying information, the date the facility will open, and the type of HCS and services to be provided.		No, general rulemaking authority	No, general rulemaking authority
B	Shall	Requires the HCF to submit an attestation of compliance prior to opening or reactivating a HCS.	3702.11	No, general rulemaking authority	No, general rulemaking authority
B1	Shall	The attestation shall be signed by the medical director of the HCS and the authorized representative of the provider of the HCS;	3702.11	No, general rulemaking authority	No, general rulemaking authority
C	Shall	Requires the submission of the revised attestation within 30 days of changes to medical director, authorized representative, or provider	3702.11	No, general rulemaking authority	No, general rulemaking authority
E	Shall	Upon request of director, requires an individual to submit additional information within 30 days.	3702.11	No, general rulemaking authority	No, general rulemaking authority

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E	Shall	The provider of the HCS shall submit any additional information requested by the director within thirty days of the director's request.	3702.11	No, general rulemaking authority	No, general rulemaking authority
G	Shall	Requires written notification at least 30 days prior to change of scope of services	3702.11	No, general rulemaking authority	No, general rulemaking authority
H	Shall	Requires an HCF to notify the director within 30 days of recognizing noncompliance.	3702.11	Yes, state law	Yes, state law
I	Shall	Requires written notice at least 30 days prior to discontinuation of an HCS	3702.11	No, general rulemaking authority	No, general rulemaking authority
I	Shall	If the discontinuation is out of the control of the provider of the HCS and the thirty day requirement in this paragraph cannot be met, the written notice shall be given prior to discontinuing the service.	3702.11	No, general rulemaking authority	No, general rulemaking authority
I	Shall	The notice shall include the projected date of discontinuance.	3702.11	No, general rulemaking authority	No, general rulemaking authority
3701 – 84 – 05 A	Shall	Requires the director to provide the HCS time to correct a violation.	3702.11	Yes, state law	Yes, state law

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3701 – 84 – 06 B	Shall	In the event that an outside expert is required to determine issues with patient survival or complication, director can require HCD to obtain an expert, written contract is required in the HCS is required to pay for it.	3702.11, 3702.13, 3702.31	Yes, state law	Yes, state law
B1	Shall	Director shall consider expert's knowledge and expertise in the service area and affiliation with the provider	3702.11, 3702.13, 3702.31	Yes, state law	Yes, state law
B2	Shall	The contract shall require a written report to be submitted to the director by the reviewers within one hundred and twenty days of the director's notice to the HCS of the requirement for a review	3702.11, 3702.13, 3702.31	Yes, state law	Yes, state law
B4	Shall	The provider of the HCS shall assume all costs of the review.	3702.11, 3702.13, 3702.31	Yes, state law	Yes, state law
C	Shall	HCS shall ensure the director access to its premises, records, and staff for inspection	3702.11, 3702.13, 3702.31	Yes, state law	Yes, state law
D	Shall	Requires entities that receive patient information to preserve patient confidentiality.	3702.11, 3702.13, 3702.31	Yes, state law	Yes, state law
E	Shall	Requires the director to inform the HCS of the results of an investigation.	3702.11, 3702.13, 3702.31	Yes, state law	Yes, state law

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F	Shall	Establishes inspection fees	3702.11; 3702.13	Yes, state law	Yes, state law
G	Shall	Caps the charges applied to an HCS at 5000.	3702.11; 3702.13	Yes, state law	Yes, state law
H	Shall	Requires the director to provide an HCS with an itemized bill.	3702.11; 3702.13	Yes, state law	Yes, state law
I	Shall	Requires HCS to pay fees within 15 days of receipt of statement	3702.11; 3702.13; 3702.31	Yes, state law	Yes, state law
J	Shall	Requires the director to deposit fees in the quality monitoring and inspection fund.	3702.31	Yes, state law	Yes, state law
3701 – 84 – 07 A	Shall	Requires the development of comprehensive and effective patient care policies on establishes what must be included	3702.11; 3702.13	Yes, state law	Yes, state law
A1	Shall	Each patient shall be treated with consideration, respect, and full recognition of dignity and individuality, including privacy in treatment and personal care needs	3702.11; 3702.13	Yes, state law	Yes, state law

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A2	Shall	Each patient shall give informed consent and be allowed to refuse or withdraw consent for treatment or give conditional consent for treatment.	3702.11; 3702.13	Yes, state law	Yes, state law
A2	Shall	Written documentation of patient consent shall be maintained in the patient's medical record	3702.11; 3702.13	No, general rulemaking authority	No, general rulemaking authority
A3	Shall	Each patient shall have access to his or her medical record, unless access is specifically restricted by the attending physician for medical reasons	3702.11; 3702.13	No, general rulemaking authority	No, general rulemaking authority
A4	Shall	Each patient's medical and financial records shall be kept confidential	3702.11; 3702.13	No, general rulemaking authority	No, general rulemaking authority
A5	Shall	Upon request, each patient shall receive a detailed explanation of charges including an itemized bill for services received.	3702.11; 3702.13	No, general rulemaking authority	No, general rulemaking authority
B	Shall	Requires HCS to inform patients of diagnosis and treatment, policy on advanced directives and DNR, and name of physician or individual supervising care	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 08 A	Shall	Requires sufficient staffing levels to meet the needs of patients	3702.11; 3702.13	Yes, state law	Yes, state law

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A	Shall	Each provider of a HCS shall be responsible for the care provided by the staff and personnel of that HCS.	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	Requires staff to be appropriately trained and qualified and working within their scope of practice	3702.11; 3702.13	Yes, state law	Yes, state law
B1	Shall	Any staff member who functions in a professional capacity shall meet the standards applicable to that profession	3702.11; 3702.13	Yes, state law	Yes, state law
B2	Shall	The provider of a HCS shall have an established system of records necessary for the director to ascertain that all individuals employed at the HCF who function in a professional capacity meet the standards applicable to that profession	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Requires a medical director	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Requires owner, administrator, and medical director to be competent to perform the job duties and be suitable to own and operate the HCS	3702.11; 3702.13	Yes, state law	Yes, state law
E	Shall	Each HCS shall develop and follow a tuberculosis control plan that is based on the provider's assessment of the HCS.	3702.11; 3702.13	Yes, state law	Yes, state law

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E	Shall	The control and assessment shall be consistent with the United States centers for disease control and prevention (CDC) "Guidelines for Preventing the Transmission of Mycobacterium tuberculosis in Health Care Settings, 2005," MMWR 2005, Volume 54, No. RR-17	3702.11; 3702.13	Yes, state law	Yes, state law
E	Shall	The HCS shall retain documentation evidencing compliance with this paragraph	3702.11; 3702.13	Yes, state law	Yes, state law
E	Shall	The HCS shall furnish such documentation to the director upon request.	3702.11; 3702.13	Yes, state law	Yes, state law
F	Shall not	Prohibits the use of staff with communicable diseases, under the influence of drugs or alcohol, or if determined to not have sufficient knowledge or expertise to perform the duties	3702.11; 3702.13	Yes, state law	Yes, state law
G	Shall	Requires each staff member to receive a written job description	3702.11; 3702.13	Yes, state law	Yes, state law
H	Shall	Requires an HCF provide an ongoing training program to include orientation and continuing training	3702.11; 3702.13	Yes, state law	Yes, state law
H1	Shall	The orientation shall be appropriate to the tasks that each staff member will be expected to perform;	3702.11; 3702.13	Yes, state law	Yes, state law

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H2	Shall	Continuing training shall be designed to assure appropriate skill levels are maintained	3702.11; 3702.13	Yes, state law	Yes, state law
H2	Shall	The continuing training may include attending and participating in professional meetings and seminars and shall include information specific to the appropriate HCS.	3702.11; 3702.13	Yes, state law	Yes, state law
I	Shall	Requires all staff to receive orientation and training on equipment, safety guidelines, practices, and policies	3702.11; 3702.13	Yes, state law	Yes, state law
J	Shall	Requires an ongoing process to ensure competence of staff	3702.11; 3702.13	Yes, state law	Yes, state law
J	Shall	This process shall include periodic assessments of skill levels, and evaluation at least once every three years	3702.11; 3702.13	Yes, state law	Yes, state law
K	Shall	Requires the retention of staffing schedules, time worked, on-call, payroll records for two years	3702.11; 3702.13	No, general rulemaking authority	No, general rulemaking authority
3701 – 84 – 09 A	Shall	Requires provision of services in accordance with plan of care, policies, standards of practice, laws, and quality of care standards of this chapter	3702.11; 3702.13	Yes, state law	Yes, state law

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B	Shall	Requires documentation of all medical services performed in a patient's medical record	3702.11; 3702.13	No, general rulemaking authority	No, general rulemaking authority
C	Shall	Requires the HCS to provide ancillary and support services to meet the needs of patients	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Requires the written infection control policy and establishes the required components	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Each HCS shall facilitate the activities associated with the prevention and spread of communicable infectious diseases.	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Each HCS shall retain documentation evidencing compliance with this paragraph and furnish such documentation upon request.	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Establishes the minimum components of documentation of compliance to be retained by the HCS.	3702.11; 3702.13	Yes, state law	Yes, state law
E	Shall	Requires the maintenance and operation of equipment in accordance with manufacturer's instructions	3702.11; 3702.13	Yes, state law	Yes, state law

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E	Shall	Equipment and the operation of equipment, shall not jeopardize patient health or safety through operation of the equipment.	3702.11; 3702.13	Yes, state law	Yes, state law
F	Shall	Requires the HCF to provide the patient or patient's representative with instructions regarding the services performed written information on how to obtain appointments during and after hours of operation and instructions for post treatment care	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 10 A	Shall	Requires a certificate of use for the building and documentation of compliance with Ohio fire code	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	Requires the HCS to have a disaster preparedness plan including evacuation that must be reviewed annually and drills conducted at least every six months	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	The HCS shall review evacuation procedures at least annually and conduct practice drills with staff at least once every six months.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Requires poisons, hazardous waste, and flammable materials to be labeled, stored, and disposed of in a safe manner in accordance with existing laws	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 11 A	Shall	Requires the maintenance of medical records for each patient	3702.11; 3702.13	No, general rulemaking authority	No, general rulemaking authority

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A	Shall	Each medical record shall be legible and readily accessible to staff for use in the ordinary course of treatment.	3702.11; 3702.13	No, general rulemaking authority	No, general rulemaking authority
B	Shall not	Prohibits the HCS from releasing patient medical information except as authorized by patient or existing laws	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Requires systematic review of records for conformance with existing standards of practice	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Requires a medical record-keeping system to protect against theft, loss, destruction, and unauthorized use	3702.11; 3702.13	No, general rulemaking authority	No, general rulemaking authority
E	Shall	Requires policies and procedures to ensure patient record confidentiality	3702.11; 3702.13	No, general rulemaking authority	No, general rulemaking authority
F	Shall	Requires maintenance of medical records for at least six years from date of discharge	3702.11; 3702.13	No, general rulemaking authority	No, general rulemaking authority
3701 – 84 – 12 A	Shall	Requires the QAPI program to monitor and evaluate patient care, improve care, ensure compliance, and resolve identified problems	3702.11; 3702.13	Yes, state law	Yes, state law

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B	Shall	Requires written plan for the Q API program objectives, scope, and oversight	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Establishes the components of the Q API program	3702.11; 3702.13	Yes, state law	Yes, state law
C7	Shall	Any pattern that might indicate a problem shall be investigated and remedied, if necessary	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 13 A	Shall	Requires policies and procedures to receive, investigate, and report complaints	3702.11; 3702.13	Yes, state law	Yes, state law
A	Shall	Establishes the minimum documentation requirements for complaints.	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	Requires the HCS to post the ODH complaint hotline number	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 14 B	Shall	Requires the director to grant or deny a waiver or variance within 45 days of receipt of the request. Additionally requires the director to include a timeframe in the approval of a waiver variance.	3702.11; 3702.13	No, general rulemaking authority	No, general rulemaking authority

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B	Shall	In granting a variance or waiver, the director shall stipulate a time period for which the variance or waiver is to be effective and establish conditions that the HCS must meet for the variance or waiver to be operative.	3702.11; 3702.13	No, general rulemaking authority	No, general rulemaking authority
D	Shall not	Establishes that the granting of a waiver variance shall not be viewed as setting precedents for any other case.	3702.11; 3702.13	No, general rulemaking authority	No, general rulemaking authority
D	Shall	All variance and waiver requests shall be considered on a case-by-case basis.	3702.11; 3702.13	No, general rulemaking authority	No, general rulemaking authority
E	Must	Requires a request for reconsideration to be received in writing within 30 days of receipt of directors denial of a waiver or variance.	3702.11; 3702.13	No, general rulemaking authority	No, general rulemaking authority
E2	Shall	A decision on an appropriately filed request for reconsideration shall be issued within forty-five days of the director's receipt of the request for reconsideration and all information determined necessary by the director to make a decision.	3702.11; 3702.13	No, general rulemaking authority	No, general rulemaking authority
F	Shall	Requires each new HCS to operate in compliance with this chapter.	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 16 B	Shall	Requires solid organ transplant services to be registered hospital.	3702.11; 3702.13	Yes, state law	Yes, state law

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B3	Shall	Requires a kidney transplant services to be a member of the appropriate ESRD coordinating Council dedicated for the Medicare program	3702.11; 3702.13	Yes, state law	Yes, state law
B5	Shall	Membership in good standing in a statewide consortium of solid organ transplant services which provides the functions listed in paragraph (B)(4) of this rule shall be sufficient to meet the requirements of that rule	3702.11; 3702.13	Yes, state law	Yes, state law
B6	Shall	The hospital shall have written patient management policies and protocols for organ transplantation	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 17 A	Shall	Requires a solid organ transplant service to have medical director certified in the appropriate specialty and actively performing transplants at the hospital where the ACS is located	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	Establishes the required staffing including one primary transplant surgeon, primary transplant physician, for each organ type.	3702.11; 3702.13	Yes, state law	Yes, state law
B2	Must	A qualified surgeon with an appropriate level of expertise for the procedure being performed must be present in the operating room at all solid organ transplant surgeries.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Each provider of a solid organ transplant service shall have a transplant surgeon and transplant physician for each type of organ transplanted available on a twenty-four hour a day, seven day a week basis to provide program coverage	3702.11; 3702.13	Yes, state law	Yes, state law

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C1	Shall	A transplant surgeon shall be readily available to timely facilitate organ acceptance and implantation	3702.11; 3702.13	Yes, state law	Yes, state law
C2	Shall	A transplant surgeon or transplant physician shall be available on site within one hour to address urgent patient issues	3702.11; 3702.13	Yes, state law	Yes, state law
C3	Shall	When this coverage is not available, the program shall be temporarily suspended	3702.11; 3702.13	Yes, state law	Yes, state law
C3	Shall	The provider of the solid organ transplant service shall provide written notice of the temporary suspension of the service and the expected date of the reinstatement of services to the HCS patients and the director.	3702.11; 3702.13	Yes, state law	Yes, state law
C3	Shall	A dated sample of the form letter provided to patients shall be provided to the director in addition to the director's notice.	3702.11; 3702.13	Yes, state law	Yes, state law
C3	Shall	The written notice shall be provided to patients and the director	3702.11; 3702.13	Yes, state law	Yes, state law
C3a	Shall	For planned temporary suspensions, the notice required in this rule shall be provided at least five business days prior to the temporary suspension	3702.11; 3702.13	Yes, state law	Yes, state law

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C3b	Shall	For planned temporary suspensions, the notice required in this rule shall be provided at least five business days prior to the temporary suspension	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Each provider of a solid organ transplant service shall ensure that transplant services are delivered by a multidisciplinary team	3702.11; 3702.13	Yes, state law	Yes, state law
E	Shall	Requires staff expertise to manage organ rejection and immunosuppression	3702.11; 3702.13	Yes, state law	Yes, state law
F	Shall	Establishes the training and expertise requirements for specified staff by type of organ transplant	3702.11; 3702.13	Yes, state law	Yes, state law
F	Shall	These shall be available at all times to the hospital where the service is located	3702.11; 3702.13	Yes, state law	Yes, state law
F3	Shall	A nursing team trained in hemodynamic support and immunosuppression management. The training in immunosuppression management shall include training in isolation techniques and infection control methods	3702.11; 3702.13	Yes, state law	Yes, state law
G	Shall	Requires staffing levels to meet the monitoring needs of post transplant patients	3702.11; 3702.13	Yes, state law	Yes, state law

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H	Must	Require services that perform living donor transplants to identify an independent living donor advocate or advocate team	3702.11; 3702.13	Yes, state law	Yes, state law
3701-84-18	Shall	Each provider of a solid organ transplant service shall have available adequate facilities and resources for the transplant service	3702.11; 3702.13	Yes, state law	Yes, state law
A	Shall	Establishes the facilities and resource requirements including, but not limited to, recovery rooms, ICUs, bed capacity, laboratory services, and allied services.	3702.11; 3702.13	Yes, state law	Yes, state law
J	Shall	Requires the service to have access to certified lab facilities for histocompatibility testing	3702.11; 3702.13	Yes, state law	Yes, state law
3701-84-19	Shall	The provider of a solid organ transplant service shall meet the following safety requirements	3702.11; 3702.13	Yes, state law	Yes, state law
A	Shall	Requires heart or heart-lung services to have an active open heart surgery service	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	Heart-lung services are required to have an active lung transplant service and an active heart transplant service	3702.11; 3702.13	Yes, state law	Yes, state law

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C	Shall	Bowel transplantation services are required to have an active liver transplant service	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 20 A	Shall	Requires providers of extra renal solid organ transplant services to participate in a statewide review process for each patient prior to listing for transplant	3702.11; 3702.13	Yes, state law	Yes, state law
A	Shall	The prospective review process shall include a separate review committee for each type of organ	3702.11; 3702.13	Yes, state law	Yes, state law
A	Shall	Each review committee shall include at least one transplant physician or transplant surgeon from each program that actively participates in transplantation services for the appropriate organ.	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	Requires adherence to identical patient selection criteria and establishes the required components	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Requires a thorough review of patient cases for those patients who did not meet selection criteria that must include clinical summary, circulation of that summary to a committee, discussion, and an affirmative vote of the majority of members	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Requires a chemical disorder committee and establishes the personnel requirements of that committee for review of all patients with histories of alcohol or substance dependency	3702.11; 3702.13	Yes, state law	Yes, state law

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D1	Must	Each member must be appropriately credentialed to diagnose substance use disorders either independently or under the clinical supervision of an individual, who reviews and co-signs the diagnosis, and is appropriately credentialed	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 24 B	Shall	Requires bone marrow transplantation services to be registered hospital	3702.11; 3702.13	Yes, state law	Yes, state law
B1	Shall	Establishes additional criteria including cancer treatment research, uniform patient protocols, on-site audits, and reporting of patient eligibility to research organization in which the hospital participates	3702.11; 3702.13	Yes, state law	Yes, state law
B2a	Shall	The patient management plans and protocols shall be consistent with nationally accepted standards	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Requires the BMT service to specify to the director the type of patient population served, either pediatric or adults and the type of transplantation service, autologous, allogenic, or both	3702.11; 3702.13	Yes, state law	Yes, state law
3701-84-25	Shall	Each provider of a bone marrow transplant service shall meet specified staffing criteria	3702.11; 3702.13	Yes, state law	Yes, state law
A	Shall	Requires a BMT service to have a medical director who actively performs BMT services and establishes the board certification, patient care, and experience requirements	3702.11; 3702.13	Yes, state law	Yes, state law

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D	Shall	Requires the care of BMT patients to be coordinated by an interdisciplinary team with training and skills necessary	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 26 A	Shall	Sets the facility and safety standards for BMT services including, but not limited to, a designated BMT unit with sufficient beds, labs, ICU facilities, reverse isolation rooms, and blood banking services.	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	Requires a BMT to have a tissue typing lab, a pheresis capability, blood irradiator, and facilities to cryopreserved stem cells.	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 27 A	Shall	All candidates for bone marrow transplantation shall be subject to prospective patient selection criteria	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	If a transplantation service desires to perform a transplant on a patient who does not meet the selection protocols set forth in appendix A to this rule, the service shall undertake a thorough review of the case to determine that the transplant is appropriate.	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	This review shall be conducted by a bone marrow transplant team comprised of members of the service's ethics, legal, and medical staff	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	Establishes the minimum criteria for review of BMT patients who do not meet patient selection criteria.	3702.11; 3702.13	Yes, state law	Yes, state law

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3701 – 84 – 30 B	Shall	Requires adult cardiac catheterization services to designate in writing to the director their service level Classification, scope of services, and the number of procedures and control rooms.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Requires each adult cardiac Cath service to establish written protocols for emergency transferring care patients either during or after catheterization	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Requires each adult cardiac cath service to have immediate access to services for hematology, electrocardiography, and diagnostic radiology.	3702.11; 3702.13	Yes, state law	Yes, state law
D	Must	Access to clinical pathology, nuclear medicine and nuclear cardiology, doppler-echocardiography, pulmonary function testing, and microbiology must be available within a reasonable amount of time to meet the needs of the service.	3702.11; 3702.13	Yes, state law	Yes, state law
E	Shall	Requires a QA process including a review of quality of the procedures performed by each physician and establishes the components of that review	3702.11; 3702.13	Yes, state law	Yes, state law
E	Shall	Establishes the criteria that shall be reviewed including appropriateness of procedure and complications.	3702.11; 3702.13	Yes, state law	Yes, state law
F	Shall	Requires explicit criteria specify the number of times you're a privilege physician must perform a catheterization in order to retain privileges	3702.11; 3702.13	Yes, state law	Yes, state law

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F	Shall	physician shall perform each catheterization procedure in order to retain privileges to perform that procedure.	3702.11; 3702.13	Yes, state law	Yes, state law
F	Shall	These criteria shall be consistent with current recommendations of recognized professional societies and accrediting bodies.	3702.11; 3702.13	Yes, state law	Yes, state law
G	Shall	Requires ongoing review of all cases with mortality or significant morbidity within 90 days of the procedure	3702.11; 3702.13	Yes, state law	Yes, state law
H	Shall	Requires establishment and maintenance of a database to support the QA process	3702.11; 3702.13	Yes, state law	Yes, state law
H	Shall	The results of analysis and review shall be documented and used to guide periodic random and selected peer reviews of individual physicians with respect to maintaining their credentials to perform specific cardiac catheterization procedures.	3702.11; 3702.13	Yes, state law	Yes, state law
I	Shall	Adult cardiac cath services may only be provided in a fully permanent setting of a registered hospital	3702.11; 3702.13	Yes, state law	Yes, state law
I	Shall	The hospital shall operate inpatient medical and surgical services, an intensive/critical care unit with registered special care beds that is reviewed and accredited or certified as such as part of the hospital's accreditation or certification program in the same	3702.11; 3702.13	Yes, state law	Yes, state law

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		building and is accessible by gurney from the cardiac catheterization laboratory.			
IIc	Shall	The unit shall provide appropriate equipment and staff to care for coronary patients and have twenty-four hour monitoring capability.	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 30.1 B	Shall	Establishes the procedures a level I adult cardiac cath service may perform and restricts level I the diagnostic only	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Requires implementation of patient exclusion criteria in accordance with the American College of cardiology specified tables	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Requires personnel and staffing in accordance with 3701 – 84 – 31 OAC	3702.11; 3702.13	Yes, state law	Yes, state law
E	Shall	Requires compliance with the facility, equipment, and supply requirements of 3701 – 84 – 32 OAC	3702.11; 3702.13	Yes, state law	Yes, state law
F	Shall	Requires compliance with safety standards of 3701 – 84 – 33 OAC	3702.11; 3702.13	Yes, state law	Yes, state law

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G	Shall	Requires a written formal transfer protocol with a registered hospital that provides open heart surgery the can be reached expeditiously by emergency vehicle within a reasonable amount of time for patient safety	3702.11; 3702.13	Yes, state law	Yes, state law
G	Shall	Establishes the components that must be included in the protocol	3702.11; 3702.13	Yes, state law	Yes, state law
I	Shall	Requires annual reporting of specified information to the Department of Health	3702.11; 3702.13	Yes, state law	Yes, state law
I2	Shall	Shall be filed with the department within one hundred twenty days after the close of the calendar year (April thirtieth)	3702.11; 3702.13	Yes, state law	Yes, state law
J	Shall	Each level I service shall obtain a signed informed consent form from each patient prior to performance of the diagnostic procedure.	3702.11; 3702.13	Yes, state law	Yes, state law
J	Shall	The informed consent shall include an acknowledgment by the patient that the diagnostic procedure is being performed in a cardiac catheterization service without an on-site open heart surgery service and an acknowledgment that, if necessary as the result of an adverse event, the patient may be transferred to a receiving service for medical/surgical management.	3702.11; 3702.13	Yes, state law	Yes, state law

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K	Shall	Nothing in this rule shall prohibit the provision of emergency care, including emergent PCI, when clinically indicated	3702.11; 3702.13	Yes, state law	Yes, state law
K	Shall	The service shall notify the department within forty-eight hours of any incident requiring action outside the scope of services authorized to be performed at the level I designation.	3702.11; 3702.13	Yes, state law	Yes, state law
K	Shall	Establishes what information shall be included in the notification.	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 30.2 B	Shall	Requires the level I I adult cardiac cath service to operate on an organized, regular, 24 hour a day, seven day a week basis to perform primary PCI.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Prohibit	Establishes the list of prohibited procedures for level II services	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Requires each level II service to have provided diagnostic cardiac cath's for at least one year prior to level designation.	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Accelerated designation may be granted to a service on a case-by-case basis by the director and shall not be construed as constituting precedent for the granting of an accelerated designation for any other service provider.	3702.11; 3702.13	Yes, state law	Yes, state law

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E	Shall	Establishes the patient screening, and require the medical director to ensure strict adherence to those criteria	3702.11; 3702.13	Yes, state law	Yes, state law
F	Shall	Establishes the additional personnel requirements for level II Services including nursing, the laboratory staff, personnel capable of endotracheal intubation and ventilator management both on-site and during transfer.	3702.11; 3702.13	Yes, state law	Yes, state law
G	Shall	Establishes the additional facilities and equipment requirements consistent with 2014 ACC expert consensus document tables	3702.11; 3702.13	Yes, state law	Yes, state law
H	Shall	Requires compliance with safety standards of 3701 – 84 – 33 OAC	3702.11; 3702.13	Yes, state law	Yes, state law
I	Shall	Requires written transfer protocol for emergency medical surgical management with a registered hospital that provides open heart services that can be reached expeditiously.	3702.11; 3702.13	Yes, state law	Yes, state law
I	Shall	Establishes the components that must be included in the protocol	3702.11; 3702.13	Yes, state law	Yes, state law
J	Shall	Requires the level II service to maintain a formal written agreement with ground and/or air ambulance service to commit to on-site availability within 30 minutes capable of a CLS and inter-aortic balloon pump transfer of the patient consistent with the recommendations of the 2014 expert consensus documents	3702.11; 3702.13	Yes, state law	Yes, state law

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L	Shall	Requires each level II service to obtain enrollments and maintain participation in the National Cardiovascular Data Registry	3702.11; 3702.13	Yes, state law	Yes, state law
M	Shall	Requires an annual report to ODH	3702.11; 3702.13	Yes, state law	Yes, state law
M	Shall	Specifies the information to be reported to the director annually		Yes, state law	Yes, state law
N	Shall	Each level II service shall provide notice to the department within thirty days of receipt of their service's NCDR report, for any quarter in which the service falls at or below the twenty-fifth percentile for the specific quality metrics designated in this paragraph.	3702.11; 3702.13	Yes, state law	Yes, state law
N	Shall	The report shall include a statement for each metric not met, an explanation as to why the service did not meet the metric, and how the service intends to meet the metric in the future.	3702.11; 3702.13	Yes, state law	Yes, state law
N	Shall	Establishes the information that shall be reported annually to the director.	3702.11; 3702.13	Yes, state law	Yes, state law
O	Shall	Each level II service shall obtain an signed informed consent form from each patient prior to performance of any procedure.	3702.11; 3702.13	Yes, state law	Yes, state law

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O	Shall	The informed consent shall include an acknowledgment by the patient that the procedure is being performed in a cardiac catheterization service without an on-site open heart surgery service and an acknowledgment that, if necessary as the result of an adverse event, the patient may be transferred to a receiving service for medical/surgical management.	3702.11; 3702.13	Yes, state law	Yes, state law
P	Shall	Nothing in this rule shall prohibit the provision of emergency care, including emergent PCI, when clinically indicated.	3702.11; 3702.13	Yes, state law	Yes, state law
P	Prohibit	Nothing in this rule shall prohibit the provision of emergency care, including emergent PCI, when clinically indicated.	3702.11; 3702.13	Yes, state law	Yes, state law
P	Shall	The service shall notify the department within forty-eight hours of any incident requiring action outside the scope of services authorized to be performed at the level II designation.	3702.11; 3702.13	Yes, state law	Yes, state law
P	Shall	Establishes the information that shall be included in the notification to the director.	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 30.3 B	Shall	Requires each level III service to operate on an organized, regular, 24 hour day, seven day a week basis to perform primary PCI	3702.11; 3702.13	Yes, state law	Yes, state law

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C	Shall	Each provider of a level III service shall have provided at least one year of service performing diagnostic cardiac catheterizations prior to providing notice to the director of their intent to provide level III services.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Accelerated designation may be granted to a service on a case-by-case basis by the director and shall not be construed as constituting precedent for the granting of an accelerated designation for any other service provider.	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Requires each level III to have on-site adult open heart surgery service, and experience cardiovascular team available within 60 minutes on a 24-hour day basis, and support services.	3702.11; 3702.13	Yes, state law	Yes, state law
E	Shall	Establishes personal staffing requirements in accordance with 3701 – 84 – 31 OAC	3702.11; 3702.13	Yes, state law	Yes, state law
F	Shall	Establishes the additional facilities, equipment, and supply requirements including, but not limited to, one or more surgical suites equipped to accommodate thoracic and cardiac surgery including bypass.	3702.11; 3702.13	Yes, state law	Yes, state law
G	Shall	Requires compliance with safety standards in 3701 – 84 – 33 OAC	3702.11; 3702.13	Yes, state law	Yes, state law
I	Shall	Requires enrollment in NCDR	3702.11; 3702.13	Yes, state law	Yes, state law

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J	Shall	Requires annual reporting to ODH	3702.11; 3702.13	Yes, state law	Yes, state law
J	Shall	Establishes what information shall be reported annually to the director	3702.11; 3702.13	Yes, state law	Yes, state law
K	Shall	Each level III service shall provide notice to the department within thirty days of receipt of their service's NCDR report, for any quarter in which the service falls at or below the twenty-fifth percentile for the specific quality metrics designated in this paragraph.	3702.11; 3702.13	Yes, state law	Yes, state law
K	Shall	The report shall include a statement for each metric not met, an explanation as to why the service did not meet the metric, and how the service intends to meet the metric in the future.	3702.11; 3702.13	Yes, state law	Yes, state law
K	Shall	Establishes the metrics that shall be included in the report	3702.11; 3702.13	Yes, state law	Yes, state law
L	Shall	Requires the service to obtain informed consent from each patient prior to procedure	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 31 A	Shall	Requires a designation of a medical director	3702.11; 3702.13	Yes, state law	Yes, state law

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B	Shall	Requires the medical director to have at least five years catheterization experience, performed at least 500 catheterizations, be an active participant in the operation and QAPI of the service, and be responsible for oversight of the quality of care provided at the service.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Requires the medical director of a level II or III service to be board-certified in interventional cardiology and have at least five years experience in interventional cardiology or have performed is the primary operator for at least 500 PCIs.	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Requires at least two licensed physicians credentialed to provide cardiac cath services on staff.	3702.11; 3702.13	Yes, state law	Yes, state law
E	Shall	Requires each service to consider the American College of cardiology/AHA/American College of physician task force 2013 updated clinical competence for all physicians who perform cardiac cath procedures	3702.11; 3702.13	Yes, state law	Yes, state law
E	Shall	Establishes the minimum training and experience requirements for physicians performing catheterization procedures	3702.11; 3702.13	Yes, state law	Yes, state law
F	Shall	Requires physicians performing the PCI who have not performed PCI prior to 3/20/97 to have completed fellowship training in interventional cardiology	3702.11; 3702.13	Yes, state law	Yes, state law
G	Shall	Requires service to have sufficient number of staff able to supervise and conduct the service skilled in cardiac life support	3702.11; 3702.13	Yes, state law	Yes, state law

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G2	Shall	Nursing personnel which may include nurse practitioners, registered nurses, licensed practical nurses, and nursing assistants. Nursing personnel involved in the provision of cardiac catheterization services shall have experience in critical care, and have knowledge of operating room techniques.	3702.11; 3702.13	Yes, state law	Yes, state law
G2	Shall	Nurse practitioners, registered nurses, and licensed practical nurses involved in the provision of cardiac catheterization services shall be advanced cardiac life support certified, have experience in cardiovascular medications	3702.11; 3702.13	Yes, state law	Yes, state law
G2	Shall	Nursing staff shall have the ability to begin administration of intravenous solutions.	3702.11; 3702.13	Yes, state law	Yes, state law
G2	Shall	Ultimate responsibility for procedures shall always remain with the physician of record.	3702.11; 3702.13	Yes, state law	Yes, state law
H	Shall	Requires respiratory therapist and critical care staff to be immediately available at all times to care for patients	3702.11; 3702.13	Yes, state law	Yes, state law
I	Shall	Requires biomedical, electronic, and radiation safety experts to be involved in maintaining the equipment utilized in the service	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 32 A	Shall	Requires a service to provide adequate space to perform catheterization procedures.	3702.11; 3702.13	Yes, state law	Yes, state law

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B	Shall	Establishes the square footage requirements for procedure rooms			
B1	Shall	Procedure rooms must be at least 400 ft. ² if built after 3/20/97 rooms must be 500 feet. Rooms must have a designated control room of at least 96 ft. ² , those renovated or built after 3/20/97 must be hundred and 50 feet	3702.11; 3702.13	Yes, state law	Yes, state law
B1	Shall	Each procedure room shall have a designated control room	3702.11; 3702.13	Yes, state law	Yes, state law
B2	Shall	Control rooms of at least ninety-six square feet for each procedure room served. Control rooms that are constructed or renovated or cardiac catheterization services initiated after March 20, 1997 shall have at least one hundred and fifty square feet for each procedure room served;	3702.11; 3702.13	Yes, state law	Yes, state law
C		Prohibits use of a general radiology room as a cardiac Procedure room	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Establishes the minimum equipment requirements for adult cardiac cath services.	3702.11; 3702.13	Yes, state law	Yes, state law
E	Shall	Requires a service to provide maintain radiation generating equipment in accordance with state and federal requirements as specified in chapter 3748 ORC	3702.11; 3702.13	Yes, state law	Yes, state law

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3701 – 84 – 33 A	Shall	Requires the service to establish maintain safety guidelines and practices in accordance with the US Nuclear Regulatory Commission and chapter 3748 ORC	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	Requires a service to establish and maintain electrical safety policies including primary electrical wiring system, electrical isolation of all equipment attached to a patient, use of equipotential hardware grounding system, and periodic inspection.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Requires periodic survey of all equipment and preventive maintenance on a schedule that conforms to manufacturer's recommendations and the documentation of all maintenance activities.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Results of surveillance and preventive maintenance activities shall be internally documented.	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 34 B	Shall	Establishes that volume goals shall be considered with other criteria in determining quality and performance.	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	The service shall be responsible for Payment of any fees associated with the independent third party review to the provider of the review and providing a copy to the director.	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 34.1 A	Shall	The director shall conduct an inspection of each adult cardiac catheterization service approximately once every three years.	3702.11; 3702.13	Yes, state law	Yes, state law

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B	Shall	The number of procedures performed by the service shall be considered by the director in conjunction with other indicators of quality and not as the sole indicator of the service's performance	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Requires the director to provide a written notice that includes a timeframe in additional actions the director may take if the facility is put on a probationary period.	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 34.2 B	Shall	Requires the director to provide written notice by certified mail in the event that they chose to issue a cease operations order.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Must	Requires notice of appeal of the cease operations order within 30 days.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	If requested by the service, the director shall provide a hearing in accordance with Chapter 119. of the Revised Code.	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 36 B	Shall	Requires each open heart surgery service to be available at all times accessible by gurney adequate facilities for surgery including, but not limited to, cardiac operating rooms, intensive care unit, post ICU stepped on unit, and cardiac cath services.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Requires each service to be capable of performing emergency open heart procedures on a 24 hour day, seven day a week basis.	3702.11; 3702.13	Yes, state law	Yes, state law

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C	Shall	A cardiovascular surgical team shall be available in less than sixty minutes on a twenty-four hour a day basis.	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Requires each service to have access to specified supportive services including, but not limited to, cardiology, nephrology, and hematology.	3702.11; 3702.13	Yes, state law	Yes, state law
E	Shall	Requires each service to be located in a fully permanent setting aside a hospital.	3702.11; 3702.13	Yes, state law	Yes, state law
E	Shall	The hospital shall be fully equipped to perform the service.	3702.11; 3702.13	Yes, state law	Yes, state law
F	Shall	Requires enrollments in the society for thoracic surgeons(STS) adult cardiac surgery database.	3702.11; 3702.13	Yes, state law	Yes, state law
F	Shall	Adult open heart surgery services in operation as of the effective date of this rule shall obtain enrollment no later than January 1, 2018.	3702.11; 3702.13	Yes, state law	Yes, state law
G	Shall	Beginning July 1, 2019, each provider of an adult open heart surgery service shall submit an annual report to the department based upon the data submitted to the STS during the preceding calendar year.	3702.11; 3702.13	Yes, state law	Yes, state law

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G	Shall	Establishes the components of the annual report to the director.	3702.11; 3702.13	Yes, state law	Yes, state law
H	Shall	Each adult open heart surgery service shall provide notice to the department within thirty days of receipt of their service's STS report for any reporting period in which the service falls at or below the tenth percentile for the national quality forum (NQF) measures for CABG.	3702.11; 3702.13	Yes, state law	Yes, state law
H	Shall	The report shall include an explanation as to why the service did not meet the measure, and how the service intends to meet the measure in the future.	3702.11; 3702.13	Yes, state law	Yes, state law
H	Shall	Establishes the procedural complications that shall be included in the report as based upon the risk adjusted rates.	3702.11; 3702.13	Yes, state law	Yes, state law
I	Shall	Requires a written policy requiring the documentation of internal review for surgeons with a combination of high risk-adjusted mortality and low surgeon volume.	3702.11; 3702.13	Yes, state law	Yes, state law
J	Shall	Requires a coordinated integrated multidisciplinary approach to patient care including meetings between cardiologists and cardiovascular surgeons.	3702.11; 3702.13	Yes, state law	Yes, state law
K	Shall	Each service shall have established criteria for patient selection	3702.11; 3702.13	Yes, state law	Yes, state law

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L1	Shall	Requires patient selection criteria to be consistent with the 2011 American College of Cardiology/AHA guideline updates coronary artery bypass graft surgery. Adult congenital heart patients selection criteria must be consistent with 2008 ACC/AHA guidelines for the managements of adults with congenital heart disease.	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 37 A	Shall	Requires an adult open heart surgery service medical director to be board certified in thoracic surgery.	3702.11; 3702.13	Yes, state law	Yes, state law
A	Shall	The medical director shall be responsible for oversight of care, credentialed to provide OH services, actively perform OH procedures at the service.	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	Requires at least two thoracic surgeons on staff credentialed to perform procedures at the hospital who are actively performing procedures at the hospital and the medical director may be counted as one of the two.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Requires a service to have competent qualified staff available including, but not limited to, surgical assistants, pathology, cardiac anesthesiologists, and a minimum of two perfusionists who are graduates of an accredited cardiovascular perfusion or perfusion technology program.	3702.11; 3702.13	Yes, state law	Yes, state law
C3	Shall	Nursing staff that shall include appropriate numbers of scrub nurses or technicians and a circulating nurse based on the needs of the surgeons and the patient.	3702.11; 3702.13	Yes, state law	Yes, state law

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C3	Shall	A minimum of two staff, including a circulating nurse and one scrub nurse or technician shall be present for each procedure. Nursing staff shall be trained in cardiac surgical operating room procedures	3702.11; 3702.13	Yes, state law	Yes, state law
C4	Shall	A cardiac surgical intensive care unit shall be staffed at the appropriate nurse patient ratio commensurate with the acuity of the patients and the amount of time following surgery that such care is necessary.	3702.11; 3702.13	Yes, state law	Yes, state law
C4	Shall	Cardiac surgical intensive care nurses shall be advanced cardiac life support (ACLS) certified and have specialized training to develop the theoretical knowledge and clinical skills required for the care of cardiac surgical patients	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Requires additional staff such as, pharmacists, physical therapists, and cardiac rehabilitation therapists.	3702.11; 3702.13	Yes, state law	Yes, state law
3708 – 84 – 38 A	Shall	Requires operating rooms constructed prior to 3/1/97 to be at least 450 ft. ² .	3702.11; 3702.13	Yes, state law	Yes, state law
A	Shall	Operating rooms for open heart surgery constructed or renovated or open heart surgery services initiated after March 1, 1997 shall have at a minimum of six hundred square feet.	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	Open heart room must have the appropriate numbers of oxygen and vacuum outlets.	3702.11; 3702.13	Yes, state law	Yes, state law

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B	Shall	Fiber optic headlights shall be provided.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Establishes the additional equipment and technology requirements for open heart surgery services including two fully operational bypass machines, patient monitoring equipment, heat exchanger, drug infusion equipment, and an automated coagulation timer machine.	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Each provider of an open heart surgery service shall ensure that a fully equipped and staffed cardiac surgical intensive care unit that meets the needs of the cardiac surgery patient is available in the building and accessible by gurney from the open heart surgery is performed.	3702.11; 3702.13	Yes, state law	Yes, state law
D		The cardiac surgical intensive care unit shall ensure that the number of available intensive care unit beds	3702.11; 3702.13	Yes, state law	Yes, state law
D		Shall be approximately one-half the number of open heart operations performed per week; however, the beds are not required to be dedicated only to cardiac surgery patients.	3702.11; 3702.13	Yes, state law	Yes, state law
E	Shall	The provider of an open heart surgery service shall ensure that a post-intensive care "step-down" unit with telemetry is available in the building and accessible by gurney from where the open heart surgery is performed.	3702.11; 3702.13	Yes, state law	Yes, state law
E	Shall	The number of "step-down" beds shall be approximately equal to the number of procedures performed per week; however, the beds are not required to be dedicated only to cardiac surgery patients.	3702.11; 3702.13	Yes, state law	Yes, state law

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3701 – 84 – 39 A	Shall	Establishes the Q API requirements in addition to those in 3701 – 84 – 12 OAC.	3702.11; 3702.13	Yes, state law	Yes, state law
A2	Shall	The morbidity and mortality conferences shall be held at a minimum once a month or more frequently depending on the need and review all deaths and complications such as reoperation for bleeding, deep sternal wound infection, stroke, and perioperative myocardial infarction and any patterns that might indicate a problem shall be investigated and remedied if necessary.	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	Requires each service to maintain a clinical pathway for coronary bypass graft surgery and valve replacements.	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 40 B	Shall	Establishes the volume goals shall be considered in addition to other criteria to determine quality.	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Internal review of an individual provider is required when a combination of high mortality and low individual surgeon volume is determined.	3702.11; 3702.13	Yes, state law	Yes, state law
E4	Shall	Requires the director to provide written notice to and open heart surgery service provider if a probationary period is imposed for failure to meet quality goals.	3702.11; 3702.13	Yes, state law	Yes, state law

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3701 – 84 – 61 B	Shall	Requires pediatric intensive care units(PICU) the developer will follow written comprehensive patient care policies the designate the severity of illness and type that can be provided by the PICU.	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	The PICU shall operate within the scope of this service plan.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Requires that all areas involved in the temporary expansion of a PICU to meet all requirements of the chapter.	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Requires the PICU to have a pediatric intensivist or the pediatric intensivist designee to be available in 30 minutes or less on a 24 hour day basis.	3702.11; 3702.13	Yes, state law	Yes, state law
E	Shall	Establishes the type of physician staff required to be available in 60 minutes or less on a 24 hour a day basis including, but not limited to, an anesthesiologist with training and experience in pediatrics, surgeon subspecialties with training and experience in pediatrics, and a psychiatrist or psychologist with experience and training in pediatrics.	3702.11; 3702.13	Yes, state law	Yes, state law
F	Shall	Requires the PICU to have access to pediatric subspecialties by consultation on staff or by arrangement including a neonatologist, an allergist or immunologist, and a geneticist.	3702.11; 3702.13	Yes, state law	Yes, state law

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G	Shall	Requires a PICU without on-site pediatric cardiovascular service to maintain a written transfer agreement for emergency pediatric cardiovascular surgical services by emergency vehicle and less than 60 minutes on a 24 hour day basis.	3702.11; 3702.13	Yes, state law	Yes, state law
H	Shall	Requires at least two operating rooms appropriately equipped and staffed to perform emergency procedures in less than 60 minutes on a 24 hour day basis.	3702.11; 3702.13	Yes, state law	Yes, state law
I	Shall	Requires PICU to have access to a blood bank and blood components 20 bars a day seven days a week capable of blood typing and cross matching for transfusion in less than 60 minutes.	3702.11; 3702.13	Yes, state law	Yes, state law
I	Shall	Unless some unusual antibody is encountered, blood typing and cross matching shall allow for transfusion in less than sixty minutes.	3702.11; 3702.13	Yes, state law	Yes, state law
J	Shall	Each provider of the PICU service shall have radiology services available at all times to the PICU to meet the needs of the patient	3702.11; 3702.13	Yes, state law	Yes, state law
J	Shall	Establishes the radiology requirements including, but not limited to, portable radiology, fluoroscopy, and MRI.	3702.11; 3702.13	Yes, state law	Yes, state law
K	Shall	Requires radiation therapy services to be available on site or through contract with another hospital.	3702.11; 3702.13	Yes, state law	Yes, state law

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L	Shall	requires PICU to have clinical lab capabilities and provides the specific requirements for laboratory testing and analysis.	3702.11; 3702.13	Yes, state law	Yes, state law
M	Shall	Requires access to the hospital pharmacy and personnel capable of dispensing medications 24 hours a day seven days a week.	3702.11; 3702.13	Yes, state law	Yes, state law
N	Shall	Requires diagnostic cardiac and neurological services to be available 24 hours a day to the provider of the PICU as needed including personnel capable of performing specified studies.	3702.11; 3702.13	Yes, state law	Yes, state law
O	Shall	Requires the timely provision of hemodialysis, equipment, and staff 24 hours a day seven days a week.	3702.11; 3702.13	Yes, state law	Yes, state law
P	Shall	Requires an integrated communication system with local EMS transport.	3702.11; 3702.13	Yes, state law	Yes, state law
Q	Shall	Requires secondary emergency communication system 24/7.	3702.11; 3702.13	Yes, state law	Yes, state law
R	Shall	Requires an internal transportation system and staff.	3702.11; 3702.13	Yes, state law	Yes, state law

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S	Shall	Requires maintenance of the communication link to federal, state, or local Poison Control Center.	3702.11; 3702.13	Yes, state law	Yes, state law
T	Shall	A PICU shall only be operated in a fully permanent setting within the permanent frame of the building of a registered hospital that is classified as a general hospital or a children's hospital.	3702.11; 3702.13	Yes, state law	Yes, state law
T	Shall	The hospital shall be fully equipped to meet the needs of the PICU.	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 62 A	Shall	Requires PICU to have a medical director.	3702.11; 3702.13	Yes, state law	Yes, state law
A	Shall	The medical director's appointment, acceptance, and responsibilities are in writing and on file in the PICU.	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	Requires PICU medical director to be an active service provider in the PICU, be board certified in pediatric critical care, anesthesiology with practice limited to infants and children, or pediatric surgery.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Requires the PICU medical director to participate in the development of PICU policies, budgets, staff education and name qualified designees to fulfill their duties in their absence.	3702.11; 3702.13	Yes, state law	Yes, state law

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D	Shall	Requires a medical director to participate in each of the activities included in paragraph C of this rule.	3702.11; 3702.13	Yes, state law	Yes, state law
E	Shall	Requires an additional physician assigned to the PICU available to provide bedside care and is skilled in and has credentials to provide emergency care to critically ill children.	3702.11; 3702.13	Yes, state law	Yes, state law
F	Shall	Each provider of a PICU service shall have a nurse manager dedicated to the PICU	3702.11; 3702.13	Yes, state law	Yes, state law
F	Shall	The nurse manager shall be supervised by the director of pediatric nursing or equivalent	3702.11; 3702.13	Yes, state law	Yes, state law
F	Shall	The PICU nurse manager shall have specific training and experience in pediatric critical care.	3702.11; 3702.13	Yes, state law	Yes, state law
G	Shall	Requires the PICU nurse manager to participate in development of written policies, staff education, QA, research, and budget preparation	3702.11; 3702.13	Yes, state law	Yes, state law
G	Shall	PICU nurse manager shall maintain overall responsibility for these requirements.	3702.11; 3702.13	Yes, state law	Yes, state law

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H	Shall	Nursing to patient ratio shall be sufficient to accommodate the acuity level and volume of patients.	3702.11; 3702.13	Yes, state law	Yes, state law
I	Shall	Establishes the required nursing skills for PICU nurses.	3702.11; 3702.13	Yes, state law	Yes, state law
J	Shall	Requires nursing staff to have an orientation to the PICU, clinical and didactic orientation and pediatric critical care, and ongoing in-service education.	3702.11; 3702.13	Yes, state law	Yes, state law
K	Shall	Requires respiratory staff assigned to the unit 24/7	3702.11; 3702.13	Yes, state law	Yes, state law
L	Shall	Establishes the additional staffing needs for the PICU including, but not limited to, biomedical technicians, social worker, a child life specialist, and an occupational therapist.	3702.11; 3702.13	Yes, state law	Yes, state law
M	Shall	Requires participation in a regional pediatric critical care education programs and regularly scheduled resuscitation practice sessions as part of the continuing education for PICU service staff.	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 63 A	Shall	Requires the PICU to have controlled access with no through traffic.	3702.11; 3702.13	Yes, state law	Yes, state law

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B2	Shall	Requires the PICU to be located in close proximity to the family waiting area.	3702.11; 3702.13	Yes, state law	Yes, state law
B3	Shall	Shall be available by gurney to the emergency department, the surgical area, and the recovery area.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Establishes specified list of 10 distinct areas within the PICU.	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Requires patient rooms to provide privacy, easy and rapid access to the head of the bed, and electrical, oxygen, and vacuum outlets sufficient to supply all necessary equipment.	3702.11; 3702.13	Yes, state law	Yes, state law
E	Shall	Requires rapid and reliable system for timely reports and laboratory results.	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 64 A	Shall	Requires drugs for resuscitation and pediatric advanced life support to be present and immediately available for use for any PICU patient.	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	Establishes the lifesaving, therapeutic, and monitoring equipment that must be present or immediately available in the PICU.	3702.11; 3702.13	Yes, state law	Yes, state law

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B4	Shall	Bedside monitors that shall be capable of providing continuous, sufficient and appropriate monitoring that have visible and audible alarms and are capable of producing a permanent hard copy of the rhythm strip.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Requires the capability for continuous monitoring including but not limited to, patient's heart rate, respiration, temperature, arterial pressure and intracranial pressure.	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 65	Shall	Each PICU shall have a multidisciplinary collaborative quality assessment and performance improvement program.	3702.11; 3702.13	Yes, state law	Yes, state law
	Shall	The written quality assessment and performance improvement program plan required under rule 3701-84-12 of the Administrative Code shall, at a minimum, include a review of morbidity and mortality, utilization, records, discharge criteria and planning, and patient safety.	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 67 A	Shall	Requires radiation therapy and stereo static radiosurgery services to evaluate the patient and assessed tumors in the criteria for the assessment.	3702.11; 3702.13	Yes, state law	Yes, state law
A1	Shall	The evaluation shall be conducted by a radiation oncologist	3702.11; 3702.13	Yes, state law	Yes, state law
A1	Shall	Shall include a medical history, a physical examination, a review of the patient's diagnostic studies and reports, and, when appropriate, consultation by the radiation oncologist with the referring physician.	3702.11; 3702.13	Yes, state law	Yes, state law

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A2	Shall	The assessment of tumors shall include a definition of tumor, location, and the extent and stage of the tumor	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	Requires the radiation therapy service to meet the needs of patients including consultation, treatment planning, calculation of dose, simulation of treatment, and clinical treatment management and patient education.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Requires the establishment of policies and procedures for follow-up for patients treated with curative intent and patients treated with palliative intent by radiation oncologist and/or neurosurgeon.	3702.11; 3702.13	Yes, state law	Yes, state law
C1	Shall	A radiation oncologist and/or a neurosurgeon shall establish a post-treatment follow-up plan for each patient.	3702.11; 3702.13	Yes, state law	Yes, state law
C2	Shall	Each stereotactic radiosurgery service shall establish policies and procedures to provide for the long term follow-up of patients treated with curative intent.	3702.11; 3702.13	Yes, state law	Yes, state law
C2	Shall	The follow-up of patients treated with curative intent shall be for a five-year period whenever feasible or practical.	3702.11; 3702.13	Yes, state law	Yes, state law
C2	Shall	The follow-up shall include documentation of the outcome of therapy including the results of treatment such as tumor control or survival, and significant sequelae.	3702.11; 3702.13	Yes, state law	Yes, state law

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C3	Shall	If the stereotactic radiosurgery service is unable to conduct the follow up as planned, the service shall document the reason in the patient's medical record.	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Requires radiation therapy service to be provided only upon written order of a radiation oncologist.	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Each radiation therapy service shall communicate with referring physicians regarding the radiation therapy.	3702.11; 3702.13	Yes, state law	Yes, state law
E	Shall	Stereo static radiosurgery can only be provided upon written order of a radiation oncologist and/or neurosurgeon.	3702.11; 3702.13	Yes, state law	Yes, state law
E	Shall	Each stereotactic radiosurgery service shall communicate with referring physicians regarding the stereotactic radiosurgery.	3702.11; 3702.13	Yes, state law	Yes, state law
F	Shall	Requires compliance with Ohio cancer incident surveillance system reporting.	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 68 A	Shall	Requires each service to have an administrator.	3702.11; 3702.13	Yes, state law	Yes, state law

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B	Shall	Requires each stereo statics radiosurgery and/or gamma knife service to have a medical director that is a radiation oncologist or board-certified neurosurgeon.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Requires all other radiation therapy services not covered in paragraph B to have a radiation oncologist as the medical director.	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Requires the medical director of each service to approves specific clinical duties to be performed to each member of the physics staff, ensure appropriate coverage, and ensure the calculation discrepancies are resolved and documented.	3702.11; 3702.13	Yes, state law	Yes, state law
E	Shall	A radiation oncologist shall be available for direct care and quality review on a daily basis.	3702.11; 3702.13	Yes, state law	Yes, state law
E	Shall	If the radiation oncologist is not on-site, the radiation oncologist shall be accessible by phone, pager, or other designated mechanism.	3702.11; 3702.13	Yes, state law	Yes, state law
F	Shall	Each service must have a medical physicist who meets the requirements of 3701:1 – 67 – 02 OAC for radiation therapy using jet radiation generating equipment or rule 3701:1 – 58 – 19 OAC for radiation therapy using radioactive materials.	3702.11; 3702.13	Yes, state law	Yes, state law
G	Shall	Requires medical physicist to be available for consultation and to provide advice or direction to staff during patient treatment planning. Requires regular on-site physics support during hours of operation on a minimum of a weekly basis.	3702.11; 3702.13	Yes, state law	Yes, state law

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G	Shall	The medical physicist shall be available for consultation with the radiation oncologist or neurosurgeon and provide advice or direction to staff when a patient's treatments are being planned or patients are being treated.	3702.11; 3702.13	Yes, state law	Yes, state law
G	Shall	Radiation therapy services and stereotactic radiosurgery services shall have regular on-site physics support during hours of clinical activity.	3702.11; 3702.13	Yes, state law	Yes, state law
G	Shall	The on-site support shall, at a minimum, be provided on a weekly basis.	3702.11; 3702.13	Yes, state law	Yes, state law
G	Shall	When a medical physicist is not available on-site, other physics duties shall be established and documented in writing by the medical physicist.	3702.11; 3702.13	Yes, state law	Yes, state law
G	Shall	The medical physicist shall specify the specific physics duties	3702.11; 3702.13	Yes, state law	Yes, state law
G	Shall	Shall be performed by each member of the physics staff in accordance with their qualification and competence.	3702.11; 3702.13	Yes, state law	Yes, state law
H	Shall	Each radiation therapy service shall have available a sufficient number of qualified staff for the radiation therapy services provided, including individuals licensed as a radiation therapist under Chapter 4773. of the Revised Code, who are able to	3702.11; 3702.13	Yes, state law	Yes, state law

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		supervise and conduct the radiation therapy services as appropriate for the services being offered.			
H	Shall	A radiation oncologist and support staff shall be available to initiate urgent treatment with a medically appropriate response time on a twenty-four hour a day, seven days a week basis.	3702.11; 3702.13	Yes, state law	Yes, state law
I	Shall	Each stereotactic radiosurgery service shall have available a sufficient number of qualified staff for the stereotactic radiosurgery services provided, including individuals licensed as a radiation therapist under Chapter 4773. of the Revised Code, who are able to supervise and conduct the radiosurgery services as appropriate for the services being offered.	3702.11; 3702.13	Yes, state law	Yes, state law
I	Shall	A radiation oncologist and/or a neurosurgeon and support staff shall be available to initiate urgent treatment with a medically appropriate response time on a twenty-four hour a day, seven days a week response basis.	3702.11; 3702.13	Yes, state law	Yes, state law
J	Shall	In addition to the requirement of paragraph (B) of rule 3701-84-08 of the Administrative Code, each radiation therapy service and radiosurgery service shall establish personnel files for all individuals who provide radiation therapy services	3702.11; 3702.13	Yes, state law	Yes, state law
J	Shall	shall maintain files for each individual that specify the types of procedures or services the individual is permitted to perform.	3702.11; 3702.13	Yes, state law	Yes, state law

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J	Shall	All files shall be updated at least every twelve months.	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 69 B	Shall	Requires ramps, doorways, hallways, and bathrooms to accommodate wheelchairs and have holding areas for patients.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Requires each service to have specified rooms available on sites including, but not limited to, reception, physician work room, treatment planning area, and a physics lab.	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Require services to have necessary equipment to provide their services with accuracy, precision, and efficiency.	3702.11; 3702.13	Yes, state law	Yes, state law
D1	Shall	Each service shall provide for diagnostic services, either on-site or by referral.	3702.11; 3702.13	Yes, state law	Yes, state law
D1	Shall	At a minimum, these services shall include CT, MRI, nuclear medicine, fluoroscopy, and clinical and surgical pathology.	3702.11; 3702.13	Yes, state law	Yes, state law
D2	Shall	Each radiation therapy service shall document arrangements for referrals to one or more other radiation therapy sites so that the patients will have access to a broad spectrum of radiation therapy equipment and a variety of treatment modalities including, at least, brachytherapy and a unit of radiation therapy equipment providing	3702.11; 3702.13	Yes, state law	Yes, state law

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		photons of at least ten megavolts (MV) and electron energies to at least twelve megaelectron volts (MeV).			
E	Shall	Each radiation therapy service and/or radiosurgery service shall develop and implement a program to monitor the calibration and radiation beam characteristics to assure accurate and reliable delivery of ionizing radiations.	3702.11; 3702.13	Yes, state law	Yes, state law
E	Shall	Calibration and operation of radiation therapy equipment shall be in accordance with the applicable requirements in Chapters 3701:1-67 and 3701:1-58 of the Administrative Code.	3702.11; 3702.13	Yes, state law	Yes, state law
F	Shall	Gamma knife and stereo static radiosurgery services required to assess and assure correlation of alignment between imaging and treatment equipment.	3702.11; 3702.13	Yes, state law	Yes, state law
G	Shall	Each radiation therapy service shall develop and implement a preventive maintenance and repair program for equipment in accordance with manufacturer's specifications.	3702.11; 3702.13	Yes, state law	Yes, state law
G	Shall	The service shall maintain current records of equipment performance, maintenance and malfunctions.	3702.11; 3702.13	Yes, state law	Yes, state law
H	Shall	Requires the maintenance of emergency equipment and medications appropriate to the services provided	3702.11; 3702.13	Yes, state law	Yes, state law

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3701 – 84 – 70 A	Shall	For radiation therapy services, the radiation oncologist shall establish the doses desired throughout the tumor and set dose limits to critical structures.	3702.11; 3702.13	Yes, state law	Yes, state law
A	Shall	The radiation oncologist shall establish the critical structures associated with the tumor treatment site.	3702.11; 3702.13	Yes, state law	Yes, state law
A	Shall	Treatment deliveries shall meet the specifications of the radiation oncologist.	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	For stereotactic radiosurgery services, the radiation oncologist and/or the neurosurgeon shall establish the doses desired throughout the tumor or target volume and set limits of doses to critical structures	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	The radiation oncologist and/or neurosurgeon shall establish the critical structures associated with the tumor or target volume treatment site.	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	Treatment deliveries shall meet the specifications of the radiation oncologist and/or the neurosurgeon.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	For radiation therapy services all treatment applications shall be described in detail and signed by the radiation oncologist.	3702.11; 3702.13	Yes, state law	Yes, state law

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C	Shall	The radiation oncologist shall be notified of any changes that may be necessary in the planned schedule of treatment.	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	For stereotactic radiosurgery services all treatment applications shall be described in detail and signed by the radiation oncologist and/or neurosurgeon.	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	The radiation oncologist and/or neurosurgeon shall be notified of any changes that may be necessary in the planned schedule of treatment.	3702.11; 3702.13	Yes, state law	Yes, state law
E	Shall	Establishes the treatment localization, ISA dose treatment planning, calculation of dosages, and documentation requirements for radiation dosage.	3702.11; 3702.13	Yes, state law	Yes, state law
E4	Shall	Provide a system for independent checking of initial dose calculations. The check shall be conducted before the third fraction, or before twenty per cent of the total dose when the treatment schedule provides less than ten fractions.	3702.11; 3702.13	Yes, state law	Yes, state law
F	Shall	Each radiation therapy service shall provide devices to aid in positioning and immobilizing the patient	3702.11; 3702.13	Yes, state law	Yes, state law
F	Shall	Normal tissue shields, compensating filters, wedges and other aids shall be provided as medically appropriate.	3702.11; 3702.13	Yes, state law	Yes, state law

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G	Shall	Requires each service to check initial port films prior to second treatment and recheck at least every 10 treatments by radiation oncologist.	3702.11; 3702.13	Yes, state law	Yes, state law
G	Shall	The port films shall be rechecked at least every ten treatments.	3702.11; 3702.13	Yes, state law	Yes, state law
H	Shall	Requires the establishment of procedures for handling emergency cardiac care.	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 71 A	Shall	Requires the maintenance and following of written policies and procedures for handling emergencies that threaten the health and safety of patients, staff and public.	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	Requires compliance with applicable provisions of chapter 3748 ORC.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Requires each service to identify, document, and reports miss administrations of radiation and medical events from the administration of radioactive materials or radiation in accordance with rules 3701:1 – 67 – 12 OAC and 3701:1 – 58 – 101 OAC.	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 72 A	Shall	Requires each service to evaluate the provision of radiation therapy including case management review, treatment results, complications, and adverse events as part of the Q API program.	3702.11; 3702.13	Yes, state law	Yes, state law

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B	Shall	Requires medical director of radiation oncology to be responsible for ongoing supervision of the Q API program.	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 73	Shall	Requires a service to maintain documentation of the malignancy or benign condition, services and radiographic images, initial evaluation, treatment plan, dosimetry calculations, progress, and completion of treatment with follow-up plan.	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 75 B	Shall	Requires pediatric cardiac services to have on-site pediatric cardiovascular surgery service immediately accessible from the Cath Lab and have an experience pediatric cardiovascular surgical team available in 60 minutes or less 24/7.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Each provider of a pediatric cardiac catheterization services shall have explicit criteria specifying the number of times a year an appropriately privileged physician shall perform each catheterization procedure in order to retain privileges to perform that procedure.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	These criteria shall be consistent with current recommendations of recognized professional societies and accrediting bodies.	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Establishes the services the pediatric cardiac cath service must have immediate access to including, but not limited to, hematology, pathology, and microbiology.	3702.11; 3702.13	Yes, state law	Yes, state law
E	Shall	Requires establish criteria for patient selection and appropriateness specific to each procedure performed.	3702.11; 3702.13	Yes, state law	Yes, state law

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F	Shall	Requires a written policy requiring the documentation of any internal review of service surgeons with a combination of high risk-adjusted mortality and low individual surgeon volume.	3702.11; 3702.13	Yes, state law	Yes, state law
G	Shall	Requires the enrollments in the American College of cardiology and CDR "IMPACT" registry for catheterization	3702.11; 3702.13	Yes, state law	Yes, state law
H	Shall	Requires a service to only be provided in a fully permanent setting within the hospital that operates an inpatient pediatric medical and surgical services accessible by gurney.	3702.11; 3702.13	Yes, state law	Yes, state law
H	Shall	Requires the operation of the PICU with special care beds included in the hospital's accreditation or certification program with appropriate equipment and staff, provided in the same building as the pediatric cardiac cath lab for patients can be observed at least four hours post procedure and has adequate physician coverage.	3702.11; 3702.13	Yes, state law	Yes, state law
H2	Shall	The unit shall provide appropriate equipment and staff to care for pediatric cardiac patients and have twenty-four hour monitoring capability	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 76 A	Shall	Each pediatric cardiac cath service must have a designated medical director .	3702.11; 3702.13	Yes, state law	Yes, state law

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A	Shall	The medical director shall have experience in leadership to ensure safety and effective delivery of services to pediatric patients and is actively performing catheterization procedures at the hospital.	3702.11; 3702.13	Yes, state law	Yes, state law
A2	Shall	The medical director shall actively perform pediatric cardiac catheterization procedures at the hospital where he or she is the medical director.	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	Requires medical director to be board certified in pediatric cardiology.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Each provider of a pediatric cardiac catheterization service shall have at least two licensed physicians credentialed to provide pediatric cardiac catheterization services on staff who are knowledgeable of the laboratory's protocols and equipment by providing pediatric cardiac catheterization services at the hospital.	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Requires all physicians who perform procedures to be fully accredited members of the HCS staff and participate in queue API programs including peer review.	3702.11; 3702.13	Yes, state law	Yes, state law
D2	Shall	Shall participate in laboratory quality assurance programs, including peer review.	3702.11; 3702.13	Yes, state law	Yes, state law
E	Shall	Establishes the additional staffing requirements for the pediatric cardiac cath services who are skilled and pediatric CPR.	3702.11; 3702.13	Yes, state law	Yes, state law

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E2	Shall	Nursing personnel involved in the provision of pediatric cardiac catheterization services shall have experience in pediatric critical care and knowledge of operating room techniques;	3702.11; 3702.13	Yes, state law	Yes, state law
E2c	Shall	Nurse practitioners may assume some of the duties of a physician as permitted by law, however, ultimate responsibility for procedures shall always remain with the physician of record.	3702.11; 3702.13	Yes, state law	Yes, state law
F	Shall	Requires respiratory therapists and critical care staff to be immediately available to care for patients.	3702.11; 3702.13	Yes, state law	Yes, state law
G	Shall	Requires biomedical, electronic, and radiation safety experts to be involved in maintaining the catheterization lab.	3702.11; 3702.13	Yes, state law	Yes, state law
H	Shall	Requires cardiovascular anesthesiologists and perfusion teams to be immediately available to care for patients	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 77 A	Shall	Requires adequate designated space for the performance of cardiac catheterization procedures.	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	Requires each service to have procedure rooms at least 400 ft. ² if constructed prior to 3/1 – 97 or 500 feet if initiated after that date.	3702.11; 3702.13	Yes, state law	Yes, state law

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B2	Shall	Control rooms that are constructed or renovated or pediatric cardiac catheterization services initiated after March 1, 1997 shall have a minimum of one hundred fifty square feet for each procedure room served. Each procedure room shall have an assigned control room	3702.11; 3702.13	Yes, state law	Yes, state law
C		A general radiology room cannot be used as a cardiac cath procedure room.	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Requires the service to ensure that the lab workouts are performed is equipped to provide pediatric imaging, physiological monitoring, and emergency care.	3702.11; 3702.13	Yes, state law	Yes, state law
E	Shall	Establishes the minimum equipment requirements for pediatric cardiac catheterization labs.	3702.11; 3702.13	Yes, state law	Yes, state law
F	Shall	Requires each pediatric cardiac cath service to maintain radiation generating equipment in accordance with applicable state and federal requirements.	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 78 A	Shall	Requires pediatric cardiac catheterization service to establish safety guidelines, policies, in accordance with US NRC regulations, chapter 3748 ORC.	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	Requires the establishment, maintenance, and adherence to electrical safety policies that include primary electrical wiring system, electrical isolation of equipment attached patient, use of equipotential hardware grounding system, and periodic inspection of the electrical system.	3702.11; 3702.13	Yes, state law	Yes, state law

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C	Shall	Requires periodic survey of all equipment's and preventive maintenance on the schedule that conforms with manufacturer's recommendations, the results of surveillance and preventive maintenance must be documented.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Must	Results of surveillance and preventive maintenance activities must be internally documented.	3702.11; 3702.13	Yes, state law	Yes, state law
3701-84-79 B	Shall	Volume goals shall be considered by the director in conjunction with other indicators of quality and not as the sole indicator of service performance.	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	No minimum per physician volume is recommended, however, the combination of high mortality and low volume shall trigger a thorough internal review of an individual physician by the pediatric cardiac catheterization service.	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 –80 A	Shall	Requires each pediatric cardiac cath service to have a regular formal morbidity and mortality conference chaired by the medical director or their designee.	3702.11; 3702.13	Yes, state law	Yes, state law
A	Shall	Establishes the components that must be included in that review	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	Requires the establishment and maintenance of a method of reviewing the quality of all cardiac procedures	3702.11; 3702.13	Yes, state law	Yes, state law

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B	Shall	Establishes what shall be included in the pediatric cardiac service review.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Requires the establishment and maintenance of the database to support the review.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	The results of analyses and review shall be documented and used to guide periodic internal reviews of individual physicians with respect to maintaining their credentials to perform specific cardiac catheterization procedures	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 81 B	Shall	Requires each pediatric cardiovascular surgery service to have cardiac operating rooms, PICU facilities, and cardiac cath services available at all times in the same building and accessible by gurney.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Requires equipment, personnel, and capability to perform emergency pediatric open heart procedures 24/7.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	A pediatric cardiovascular surgical team shall be available and on-site in less than sixty minutes on a twenty-four hour a day, seven days a week basis.	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Requires the use of a coordinated integrated multidisciplinary approach to care, including meetings to determine appropriate course of treatment and physicians functioning as a team representing all pediatric cardiology and cardiovascular specialties.	3702.11; 3702.13	Yes, state law	Yes, state law

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E	Shall	Establishes the pediatric services and subspecialties that must be available to the pediatric cardiovascular surgery service.	3702.11; 3702.13	Yes, state law	Yes, state law
F	Shall	Requires the service to have access to extracorporeal membrane oxygenation and ventricular assist devices.	3702.11; 3702.13	Yes, state law	Yes, state law
G	Shall	Requires enrollments in the society for thoracic surgeons congenital heart surgery database(CHSD).	3702.11; 3702.13	Yes, state law	Yes, state law
H	Shall	Pediatric cardiovascular surgery service may only be located in a fully permanent setting within a hospital.	3702.11; 3702.13	Yes, state law	Yes, state law
H	Shall	The hospital shall be fully equipped to perform the service.	3702.11; 3702.13	Yes, state law	Yes, state law
I	Shall	Requires establish criteria for surgeons, cardiologist, and physicians to utilize for patient selection.	3702.11; 3702.13	Yes, state law	Yes, state law
J	Shall	Requires a written policy required documentation of internal review of surgeons with a combination of high risk adjusted mortality and low individual surgeon volume.	3702.11; 3702.13	Yes, state law	Yes, state law

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3701 – 84 – 82 A	Shall	Requires a medical director of the pediatric cardiovascular surgery service to be board certified in thoracic surgery .	3702.11; 3702.13	Yes, state law	Yes, state law
A	Shall	The medical director shall be responsible for oversight of care, be credentialed to provide surgery services at the hospital, and be actively performing pediatric cardiovascular surgery procedures	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	Requires the service to have at least two thoracic surgeons credentialed to perform an actively performing procedures at the hospital on staff.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Establishes the additional personnel requirements for pediatric cardiovascular surgery service including but not limited to, surgical assistance, anesthesiologists with expertise in pediatric cardiovascular surgery anesthesia, PICU staff, and at least two perfusion us.	3702.11; 3702.13	Yes, state law	Yes, state law
C3	Shall	Nursing staff which shall include appropriate numbers of scrub nurses or technicians and circulating nurses or technicians.	3702.11; 3702.13	Yes, state law	Yes, state law
C3	Shall	Nursing staff shall be trained in pediatric cardiovascular surgical operating room procedures and nurses shall be pediatric advanced life support (PALS) certified;	3702.11; 3702.13	Yes, state law	Yes, state law
C4	Shall	Pediatric intensive care nurses and physicians shall have specialized training to develop the theoretical knowledge and clinical skills required for the care of pediatric cardiovascular surgical patients	3702.11; 3702.13	Yes, state law	Yes, state law

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C5	Shall	Perfusionists shall be graduates of an accredited cardiovascular perfusion or perfusion technology training program or have equivalent training and experience.	3702.11; 3702.13	Yes, state law	Yes, state law
C5	Shall	The perfusionists shall have training, knowledge, and experience with small body perfusion, extracorporeal membrane oxygenation (ECMO), and ventricular assist devices (VAD) if those services are provided onsite.	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	Requires each service to have appropriate staff available including pharmacists, dietitians' respiratory therapists, physical therapists, social workers.	3702.11; 3702.13	Yes, state law	Yes, state law
3701 – 84 – 83 A	Shall	Requires operating rooms used for pediatric cardiovascular surgery to be a minimum of 450 ft. ² if initiated prior to 3/1/97.	3702.11; 3702.13	Yes, state law	Yes, state law
A	Shall	Operating rooms for pediatric cardiovascular surgery constructed or renovated or services initiated after March 1, 1997 shall have at a minimum six hundred square feet.	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	Requires each room to have appropriate numbers of oxygen, vacuum, and electrical outlets for all equipment necessary.	3702.11; 3702.13	Yes, state law	Yes, state law
C	Shall	Requires a service to have equipment available for the care of all pediatric cardiovascular surgery patients.	3702.11; 3702.13	Yes, state law	Yes, state law

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D	Shall	Each provider of a pediatric cardiovascular surgery service shall ensure that a fully equipped and staffed pediatric intensive care unit is available in the building and accessible by gurney from where the pediatric cardiovascular surgery is performed.	3702.11; 3702.13	Yes, state law	Yes, state law
D		The number of available pediatric intensive care unit beds shall be approximately one-half the number of pediatric open heart operations performed per week.	3702.11; 3702.13	Yes, state law	Yes, state law
D		The physical space of this unit shall meet joint commission, American osteopathic association, or any other national accrediting body approved for deeming authority by the centers for Medicare and Medicaid services recommended standards, which are in effect on the effective date of this rule, for intensive care unit beds.	3702.11; 3702.13	Yes, state law	Yes, state law
E	Shall	Requires the additional equipment requirements to pediatric cardiac cath services including, but not limited to, blood gas analyzer, pacing equipment, and an emergency cart.	3702.11; 3702.13	Yes, state law	Yes, state law
3701-84-84 B	Shall	Volume goals shall be considered by the director in conjunction with other indicators of quality and not as the sole indicator of service performance.	3702.11; 3702.13	Yes, state law	Yes, state law
D	Shall	No minimum per surgeon volume is recommended, however, the combination of high risk adjusted mortality and low volume shall trigger a thorough internal review of an individual physician by the provider of the pediatric cardiovascular surgery service.	3702.11; 3702.13	Yes, state law	Yes, state law

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3701 – 84 – 85 A	Shall	In addition to the general requirements set forth in rule 3701-84-12 OAC, requires pediatric cardiovascular surgery service to have as part of its Q API process performance measures outcome data from the STS congenital heart surgery database and to be perform a periodic review and evaluation of the multidisciplinary meetings required by paragraph D of 3701 – 84 – 81 OAC.	3702.11; 3702.13	Yes, state law	Yes, state law
B	Shall	Requires a formal morbidity and mortality conference chaired by the medical director of the open heart service or their designee to be held at least once a month or more frequently depending on need.	3702.11; 3702.13	Yes, state law	Yes, state law
B2	Shall	Review all deaths and complications such as reoperation for bleeding, deep sternal wound infection, stroke, and perioperative myocardial infarction and any patterns that might indicate a problem shall be investigated and remedied if necessary.	3702.11; 3702.13	Yes, state law	Yes, state law
3701-86-01 A	Shall	Requires registration of a newborn safety incubators prior to use.	2151.3532	Yes, state law	Yes, state law
A	Shall	The registration shall include a completed registration form, an attestation of compliance, and a \$500 fee.	2151.3532	Yes, state law	Yes, state law
B	Shall	License is valid for three years.	2151.3532	Yes, state law	Yes, state law

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C	Shall	Requires annual attestation of compliance from location.	2151.3532	Yes, state law	Yes, state law
C	Shall	Requires the attestation to be submitted within 30 days of the anniversary date of the registration date.	2151.3532	Yes, state law	Yes, state law
D	Shall	Requires license renewal every three years.	2151.3532	Yes, state law	Yes, state law
D	Shall	Establishes what shall be included with a renewal registration.	2151.3532	Yes, state law	Yes, state law
E	Shall	Requires location to submit documentation of compliance upon director's request.	2151.3532	Yes, state law	Yes, state law
3701 – 86 – 02 A1	Shall	Requires portal door installers to be licensed general contractor's.	2151.3532	Yes, state law	Yes, state law
A2		Requires alarm installers to be licensed electricians or telecommunications professionals.	2151.3532	Yes, state law	Yes, state law

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B	Shall	Requires portal door installers to register with ODH.	2151.3532	Yes, state law	Yes, state law
B		Registration shall include a completed installer form, occupational documentation, and a fee of \$250.	2151.3532	Yes, state law	Yes, state law
E	Require	Requires reregistration of installers if they voluntarily Terminate the registration.	2151.3532	Yes, state law	Yes, state law
3701 – 86 – 03 A	Shall	Requires the areas where a newborn safety incubator is located to be a hospital, law enforcement agency, or EMS organization.	2151.3517; 2151.3532	Yes, state law	Yes, state law
B	Shall	Requires location to be staffed with an individual listed in section 2151.3517 ORC 24/7/365.	2151.3517; 2151.3532	Yes, state law	Yes, state law
C	Shall	Requires location to post signage with instructions on how to use the incubator.	2151.3532	Yes, state law	Yes, state law
D	Shall	Establishes the requirements for the portal door location.	2151.3532	Yes, state law	Yes, state law

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E	Shall	Requires a portal door the medical bassinet to provide unencumbered access to a responder.	2151.3532	Yes, state law	Yes, state law
F	Shall	Establishes that only a peace officer, hospital employee, or EMS organization employee may take possession of the surrendered child.	2151.3517; 2151.3532	Yes, state law	Yes, state law
G	Shall	Requires the individual mission of a surrendered child to act in accordance with 2151.3517 ORC.	2151.3517; 2151.3532	Yes, state law	Yes, state law
3701 – 86 – 04 A	Shall	Establishes the access portal door shall only be installed by a licensed general contractor registered with ODH.	2151.3532	Yes, state law	Yes, state law
A1	Shall	The access portal door shall lock automatically, only be unlocked from the interior, and trigger a series of alarms.	2151.3532	Yes, state law	Yes, state law
A2	Shall	The access portal door alarm shall only be capable of being turned off from within the facility once a response is made to the newborn safety incubator.	2151.3532	Yes, state law	Yes, state law
B	Shall	Establishes the access portal door alarm requirements including, but not limited to, calling 911, internal alarm, and alarm timing.	2151.3532	Yes, state law	Yes, state law

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B3a	Shall	Documentation of the required testing shall be maintained onsite by the location.	2151.3532		
C	Shall	Establishes the newborn safety incubator medical bassinet requirements including, but not limited to, location, anchoring, and cleaning.	2151.3532	Yes, state law	Yes, state law
3701 – 86 – 05 A	Shall	Requires medical bassinet to be checked twice daily.	2151.3532	Yes, state law	Yes, state law
B	Shall	Establishes numerous safety incubator sanitation requirements.	2151.3532	Yes, state law	Yes, state law
C	Shall	Requires medical bassinet to be inspected and cleaned with a hospital grade sanitizer.	2151.3532	Yes, state law	Yes, state law
C2	Shall	The surfaces of the bassinet shall be rinsed with water after sanitizing and then dried before being returned to use.	2151.3532	Yes, state law	Yes, state law
D	Shall	Requires a location to maintain documentation of cleaning schedules make available to the director upon request.	2151.3532	Yes, state law	Yes, state law

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3701:1-38-03(A)(4)	Shall	The director is reasonably satisfied from the information provided in the application that the applicant will adequately control the radiation-generating equipment at all sites listed in the application. Unless the director has information of violations of Chapter 3748. of the Revised Code or the rules adopted thereunder at one or more sites, he or she shall presume the applicant will adequately control the radiation-generating equipment at all sites if the sites are located not more than five miles apart.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-03(A)(4)	Shall	The director shall continue to renew a registration issued under this paragraph that contains all the sites listed thereon provided the registrant demonstrates continued compliance with this paragraph, Chapter 3748. of the Revised Code, and the rules adopted thereunder.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-03(C)	Shall	Except as provided in paragraph (D) of this rule, every facility that proposes to handle radiation-generating equipment shall apply for a registration at least thirty days prior to handling the equipment.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-03(C)	Require	Registration is required for dental, medical, therapeutic, and non-medical radiation-generating equipment.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-03(C)	Shall	Application for a registration or renewal thereof shall be made on a form prescribed and provided by the director	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-03(C)	Shall	and shall be accompanied by a non-refundable registration fee in accordance with section 3748.07 of the Revised Code.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-03(C)	Shall	The application shall include the name and qualifications of the individual designated as responsible and readily available for radiation protection and implementing quality assurance policy and procedures necessary for assuring compliance with Chapter 3748. of the Revised Code and rules adopted thereunder.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-03(C)	Shall	Registrations shall expire two years from the date of issuance.	ORC 3748	Yes, state law	Yes, state law
3701:1-38-03(C)	Require	If a facility is sold or otherwise transferred to another person after a certificate of registration has been issued, the new handler is required to apply and receive a new registration certificate for the radiation-generating equipment.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-03(E)	Shall	An applicant for a registration shall submit to the director a complete application for registration on a form provided by the director together with the required registration fee.	ORC 3748	Yes, state law	Yes, state law
3701:1-38-03(E)	Shall	The application shall contain all the information required on the form and accompanying instructions.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-03(E)	Shall	The applicant for a registration shall provide to the director within thirty days of receipt of the request, all additional requested information	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-03(E)	Shall	If the director does not receive the requested information within the thirty days, the director may consider the application abandoned. Any further consideration for a new registration shall be pursuant to another application accompanied by another nonrefundable registration fee.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-03(F)	Shall	The director shall grant a new registration or renewal to any applicant who has submitted a complete application, paid the registration fee, and is in compliance with applicable rules adopted under Chapter 3748. of the Revised Code.	ORC 3748	Yes, state law	Yes, state law
3701:1-38-03(G)	Shall	Registrations shall be renewed in accordance with the standard renewal procedure established in Chapter 4745. of the Revised Code.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-03(G)	Shall	The registrant shall apply for renewal at least thirty days prior to the expiration of the registration.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-03(H)	Shall	Any handler that assembles, installs, or disposes of radiation-generating equipment within this state shall notify the director, in writing, at least quarterly of such actions.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-03(H)	Shall	Each report shall contain the name and address of the facility that received equipment; the manufacturer, model, and serial number of the x-ray tube or x-ray generator transferred, disposed of, or installed; and the date of transfer, disposal, or installation of the radiation-generating equipment.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-03(I)	Shall	No handler shall transfer, service, or install radiation-generating equipment or the components used in connection with such equipment unless such components and equipment, when properly placed in operation and used, meet the requirements of this chapter and all applicable requirements of Chapter 3701:1-66 or 3701:1-67 of the Administrative Code.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-03(J)	Shall	The registrant shall notify the director, in writing, fifteen days prior to making any change which would render the information contained in the application for registration or registration certificate no longer accurate.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-03(K)(1)(a)	Require	Notwithstanding any other requirements of this rule, out-of-state owners of radiation-generating equipment who: (1) Operate the radiation-generating equipment within Ohio are required to: (a) Possess a valid Ohio registration;	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-03(K)(1)(b)	Require	(b) Provide written notification three days prior to the dates when the radiation-generating equipment will be used in Ohio; and	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-03(K)(1)(c)	Require	(c) Assure that the operation of the radiation-generating equipment complies with all applicable rules in Chapters 3701:1-38, 3701:1-66, 3701:1-67, and 3701-72 of the Administrative Code.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-03(K)(2)(a)	Shall	(2)Solely transport the radiation-generating equipment to an Ohio facility to be operated by the Ohio facility are not required to register. The Ohio facility using the radiation-generating equipment shall: (a) Possess a valid Ohio registration;	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-03(K)(2)(b)	Shall	(b) Provide written notification three days prior to the dates when the radiation-generating equipment will be used in Ohio; and	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-03(K)(2)(c)	Shall	(c) Verify that the operation of the radiation-generating equipment complies with all applicable rules in Chapters 3701:1-38, 3701:1-66, 3701:1-67, and 3701-72 of the Administrative Code.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-03(L)	Shall	Any facility found as an unregistered handler shall be notified by the director that registration is required pursuant to the requirements of paragraph (C) of this rule.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-03(L)	Shall	Any such facility that does not apply for registration within ten business days of receiving a notice to register shall be inspected by the department.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-03(L)	Shall	The unregistered handler shall pay the fee required by section 3748.13 of the Revised Code.	ORC 3748	Yes, state law	Yes, state law
3701:1-38-03(L)	Require	A facility that handles radiation-generating equipment and engages in activities involving the use of radiation-generating equipment that does not obtain an Ohio registration as required by this rule is subject to the fee for the inspection of an unregistered handler specified in section 3748.13 of the Revised Code.	ORC 3748	Yes, state law	Yes, state law
3701:1-38-04(A)	Shall	Each handler shall afford the director, at all reasonable times, opportunity to inspect radiation-generating equipment and equipment shielding, surroundings, records and other equipment and devices used in connection with handling radiation-generating equipment.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-04(A)	Shall	Each handler also shall perform, as requested by the director, such tests as the director determines may be necessary for the handler to demonstrate compliance with the requirements of Chapter 3748. of the Revised Code and rules adopted thereunder and to evaluate the extent of radiation hazards that may be present.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-04(B)	Shall	The director shall routinely inspect radiation-generating equipment unless that equipment is registered as in storage and rendered inoperable.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-04(B)	Shall	Routine inspections shall be conducted according to the schedule by facility category listed in appendix A to this rule.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-04(E)	Require	In addition to any inspections required under this rule, inspections of new or newly installed radiation-generating equipment may be performed within twelve months of installation of the equipment.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-04(G)	Shall	Any handler of radiation-generating equipment that is a medical practitioner or a corporation, partnership, or other business entity consisting of medical practitioners, other than a hospital as defined in section 3727.01 of the Revised Code, shall pay to the department of health an inspection fee according to the schedule and categories listed in appendix B to this rule.	ORC 3748	Yes, state law	Yes, state law
3701:1-38-04(H)	Shall	Except as otherwise provided in paragraph (G) of this rule, all handlers of radiation-generating equipment shall pay an inspection fee according to the schedule listed in appendix C to this rule.	ORC 3748	No, general rulemaking authority	Yes, state law
3701:1-38-04(I)	Shall	In accordance with division (B) of section 3748.13 of the Revised Code, the fee for the inspection of a facility that does not possess or that has not applied for registration and for which registration is required, shall pay the amount required in division (B) of section 3748.13 of the Revised Code plus any required amount specified under paragraph (G) or (H) of this rule.	ORC 3748	Yes, state law	Yes, state law

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3701:1-38-06(A)	Shall	Except as otherwise provided in paragraphs (B), and (D) to (F) of this rule, prior to suspending or revoking a license or certificate of registration, the director shall first give written notice of violation to the licensee or registrant, by certified mail, return-receipt requested, specifying the section of Chapter 3748. of the Revised Code or the rule violated and specifically describing the violation.	ORC 3748	Yes, state law	Yes, state law
3701:1-38-06(A)	Shall	The notice of violation shall include information concerning the applicable penalties established under sections 3748.19 and 3748.99 of the Revised Code.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-06(A)	Shall	The director shall provide the licensee or registrant with an informal meeting provided that the licensee or registrant requests the meeting and provided that the meeting is held within thirty days of the date that the licensee or registrant receives the notice of violation or at a later date as determined by the director.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-06(A)	Shall	The adjudication order shall specify the section of Chapter 3748. of the Revised Code or the rule violated, specifically describe the violation, specify the action ordered to abate the violation, and order the action to be taken within a specified reasonable time.	ORC 3748	Yes, state law	Yes, state law
3701:1-38-06(B)	Shall	If the director determines that an emergency exists requiring immediate action to protect the public health or safety, he or she may issue an emergency adjudication order, reciting the existence of an emergency and specifying the necessary action that shall be taken to meet the emergency.	ORC 3748	Yes, state law	Yes, state law
3701:1-38-06(B)	Shall	The order shall be effective immediately, without notice or hearing,	ORC 3748	Yes, state law	Yes, state law

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3701:1-38-06(B)	Shall not	but shall not remain effective for more than ninety days after its issuance.	ORC 3748	Yes, state law	Yes, state law
3701:1-38-06(B)	Shall	Any facility to which the order is directed shall comply immediately.	ORC 3748	Yes, state law	Yes, state law
3701:1-38-06(C)	Shall	The licensee or registrant shall be notified as soon as practicable that the licensee or registrant may appeal any adjudication order, emergency adjudication order, or proposed license or registration suspension or revocation in accordance with Chapter 119. of the Revised Code, provided that the licensee or registrant requests a hearing within thirty days of the time of mailing the order or proposed suspension or revocation.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-06(C)	Shall	In the case of an emergency adjudication order, the hearing shall be held within thirty days of the request.	ORC 3748	Yes, state law	Yes, state law
3701:1-38-06(D)	Shall	Registration, license, and inspection fees shall be paid no later than thirty days after the invoice for the fee is mailed.	ORC 3748	Yes, state law	Yes, state law
3701:1-38-06(D)	Shall	In accordance with sections 3748.07 and 3748.13 of the Revised Code, any fee that remains unpaid on the ninety-first day after the original invoice date shall be assessed an additional amount equal to ten per cent of the original fee.	ORC 3748	Yes, state law	Yes, state law

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3701:1-38-06(D)	Shall	All invoices issued by the department shall include thereon information regarding the assessment for late payment or nonpayment that is specified in division (B) of section 3748.13 of the Revised Code.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-06(D)(1)	Shall	The department shall mail invoices by ordinary United States mail to the most recent address provided by the registrant or licensee on his or her application or current registration.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-06(D)(2)	Shall	The department shall maintain a list of the invoices issued and date mailed.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-06(F)	May not	The director may assess the administrative penalty independent of any and all other remedies that may be asserted by the department but may not assess any administrative monetary penalty until specified by rule in accordance with section 3748.05 of the Revised Code.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-07(A)	Shall	Nothing in this chapter shall be construed as limiting actions of the director that may be necessary to protect health, safety or the environment.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-07(B)	Shall	Communications and reports, unless otherwise specified in Chapter 3701:1-38 of the Administrative Code, shall be addressed to "Ohio Department of Health, Bureau of Radiation Protection, 246 North High Street, Columbus, Ohio 43215."	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-08(A)	Shall	The terms, conditions and expiration of the waiver shall be set forth in writing by the director.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-08(B)	Shall	A licensee or registrant shall notify the department in writing of intent to vacate at least thirty days prior to vacating or relinquishing possession or control of a premises which may be contaminated with radioactive material as a result of his or her activities.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-09(A)	Shall	Each licensee or registrant shall afford to the department at all reasonable times, the opportunity to inspect materials, machines, activities, facilities, premises, and records and any other matters relative to the handling of radioactive material or radiation-generating equipment.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-09(A)(2)	Shall	If, at the time of inspection, an individual has been authorized by the workers to represent them during department inspections, the licensee or registrant shall notify the inspector of such authorization	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-09(A)(2)	Shall	and shall give the worker's representative an opportunity to accompany the inspector during the inspection of physical working conditions.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-09(A)(2)	Shall	Each worker's representative shall be routinely engaged in licensed or registered activity under control of the licensee or registrant	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-09(A)(2)	Shall	and shall have received instructions as to the provisions specified in paragraph (B) of rule 3701:1-38-10 of the Administrative Code.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-09(A)(3)	Shall	With the approval of the licensee or registrant and the worker's representative, an individual who is not routinely engaged in work under control of the licensee or registrant, for example, a consultant to the licensee or registrant or to the worker's	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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		representative, shall be afforded the opportunity to accompany the department inspector during the inspection of physical working conditions.			
3701:1-38-09(A)(4)	Shall	With regard to any area containing proprietary information or trade secrets, the worker's representative for that area shall be an individual previously authorized by the licensee or registrant to enter that area.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-09(B)	Shall	Private consultation between a department inspector and a worker during inspections shall be subject to the following:	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-09(B)(1)	Shall	A department inspector may consult privately with workers concerning matters of occupational radiation protection and other matters related to applicable provisions of a license condition, order, or rules adopted pursuant to Chapter 3748. of the Revised Code.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-09(B)(2)	Shall	During the course of an inspection, any worker privately may bring to the attention of a department inspector, either orally or in writing, any past or present condition which the worker has reason to believe may have contributed to or caused any violation of rules adopted pursuant to Chapter 3748. of the Revised Code, license condition, order, or any unnecessary exposure of an individual to sources of radiation under the licensee's or registrant's control.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-09(B)(2)	Shall	Any such notice in writing shall comply with the requirements specified in paragraph (C) of this rule.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-09(B)(2)	Shall not	The provisions of this paragraph shall not be interpreted as authorization to disregard instructions pursuant to paragraph (B) of rule 3701:1-38-10 of the Administrative Code.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-09(C)	Shall	Requests by workers for a department inspection shall be in accordance with the following:	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-09(C)(1)	Shall	Any worker or representative of workers believing that a violation of Chapter 3748. of the Revised Code or rules adopted thereunder, license condition or order, or any unnecessary exposure of an individual to sources of radioactive material or radiation-generating equipment under the licensee's or registrant's control has occurred in the handling of radioactive material or radiation-generating equipment relative to working conditions may request an inspection by giving notice of the alleged violation to the director. Any such notice shall be in writing,	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-09(C)(1)	Shall	shall set forth the specific grounds for the notice,	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-09(C)(1)	Shall	and shall be signed by the worker or representative of the workers.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-09(C)(1)	Shall	A copy shall be provided to the licensee or registrant by the department no later than at the time of inspection except that	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-09(C)(1)	Shall not	upon the request of the worker giving such notice, such worker's name and the name of individuals referred to therein shall not appear in such copy or on any record published, released, or made available by the department, except for good cause shown.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-09(C)(2)	Shall	If, upon receipt of such notice, the director determines that the written complaint meets the requirements specified in paragraph (C)(1) of this rule and that the director determines that there are reasonable grounds to believe that the alleged violation exists or has occurred or that further investigation is necessary, the department shall inspect the facility as soon as practicable to determine if such alleged violation exists or has occurred.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-09(C)(3)	Shall	The department shall notify the complainant in writing of the results of the investigation.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-09(D)	Shall	If the department determines under paragraph (C) of this rule that an inspection is not warranted by a written complaint, such determination shall be in accordance with the following:	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-09(D)(1)	Shall	If the department determines that an inspection is not warranted because there are no reasonable grounds to believe that a violation exists or has occurred, the department shall notify the complainant in writing of such determination.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-09(D)(2)	Shall	The director shall consider all written and oral views presented	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-09(D)(2)	Shall	and shall notify the parties in writing of his or her decision on whether an inspection is warranted and the reason therefore.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-09(E)	Shall	No licensee or registrant, or contractor or subcontractor of a licensee or registrant shall instruct any employee to withhold information from a department inspector or retaliate or discriminate against any employee or former employee for exercising rights or engaging in activities protected under rules adopted pursuant to Chapter 3748. of the Revised Code.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-10(A)(1)	Shall	Posting of notices to workers. (1)Each licensee or registrant shall post current copies of the following documents: (a) All applicable rules promulgated pursuant to Chapters 3748. and 4773. of the Revised Code; (b) The license or certificate of registration, including, any conditions or documents incorporated by reference into a license and amendments thereto; (c) The safe operating procedures applicable to activities under the license or registration; and	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-10(A)(1)(d)	Shall	Any notice of violation involving radiological working conditions, proposed imposition of civil or administrative monetary penalty, or order issued pursuant to rule 3701:1-38-06 of the Administrative Code and any response from the licensee or registrant. Such document shall be posted within five working days after receipt of the document.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-10(A)(1)(d)	Shall	The licensee's or registrant's response, if any, shall be posted within five working days after dispatch of the document to the director.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-10(A)(1)(d)	Shall	Such documents shall remain posted for a minimum of five working days or until action correcting the violation has been completed, whichever is later.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-10(A)(3)	Shall	Documents, notices, or forms posted pursuant to paragraph (A) of this rule shall appear in a sufficient number of places to permit individuals engaged in licensed or registered activity under the license or registration to observe them on the way to or from any particular work location to which the document applies,	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-10(A)(3)	Shall	shall be conspicuous,	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-10(A)(3)	Shall	and shall be replaced if defaced or altered.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-10(B)(1)	Shall	Instruction to workers. (1) The licensee or registrant shall, with respect to all individuals likely to receive an annual TEDE occupational dose in excess of one millisievert (one hundred millirem):	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-10(B)(2)	Shall	In determining those individuals subject to the requirements of paragraph (B)(1) of this rule, licensees and registrants shall take into consideration assigned activities during normal and abnormal situations involving exposure to radiation and radioactive materials which can reasonably be expected to occur during the life of the facility.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-10(B)(2)	Shall	The extent of these instructions shall be commensurate with potential radiological health protection problems present in the workplace.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-10(C)(1)	Shall	Notifications and reports to individuals. (1)Radiation exposure data for an individual and the results of any measurements, analyses, and calculations of radioactive material deposited or retained in the body of an individual shall be reported to the individual as specified in this rule.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-10(C)(1)	Shall	The information reported shall include data and results obtained pursuant to Chapter 3748. of the Revised Code or rules adopted thereunder, an order, or license condition as shown in records maintained by the licensee or registrant pursuant to paragraph (H) of rule 3701:1-38-20 of the Administrative Code.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-10(C)(1)	Shall	Each notification and report shall: (a) Be in writing; (b) Include appropriate identifying data such as the name of the licensee or registrant, the name of the individual, and the individual's identification number, preferably social security number; (c) Include the individual's exposure information; and (d) Contain the statement: "This report is furnished to you under the provisions of rule 3701:1-38-10 of the Administrative Code. You should preserve this report for further reference."	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-10(C)(2)	Shall	Each licensee or registrant shall make dose information available to workers as shown in records maintained by the licensee under the provisions of paragraph (H) of rule 3701:1-38-20 of the Administrative Code.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-10(C)(2)	Shall	The licensee or registrant shall provide an annual report to each individual monitored under rule 3701:1-38-14 of the Administrative Code, of the dose received in that monitoring year if: (a)The individual's occupational dose exceeds one millisievert (one hundred millirem) TEDE or one millisievert (one hundred millirem) to any individual organ or tissue; or (b)The individual requests his or her annual dose report.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-10(C)(3)	Shall	Each licensee or registrant shall furnish reports to workers.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-10(C)(3)(a)	Shall	At the request of a worker formerly engaged in activities controlled by the licensee or registrant, each licensee or registrant shall furnish to the worker a report of the worker's exposure to sources of radiation: (i) As shown in records maintained by the licensee or registrant pursuant to rule 3701:1-38-20 of the Administrative Code for each year the worker was required to be monitored under the provisions of rule 3701:1-38-14 of the Administrative Code; and (ii) For each year the worker was required to be monitored under the monitoring requirements in effect prior to August 31,1999.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-10(C)(3)(b)	Must	This report must be furnished within thirty days from the time the request is made or within thirty days after the exposure of the individual has been determined by the licensee or registrant, whichever is later.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-10(C)(3)(b)	Must	This report must cover the period of time that the worker's activities involved exposure to sources of radiation licensed or registered by the director	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-10(C)(3)(b)	Must	and must include the dates and locations of licensed or registered activities in which the worker participated during this period.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-10(C)(4)	Require	When a licensee or registrant is required pursuant to paragraphs (A) to (C) of rule 3701:1-38-21 of the Administrative Code to report to the director any exposure of an individual to sources of radiation,	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-10(C)(4)	Shall	the licensee or the registrant shall also provide the individual a written report on the exposure data included in the report to the director.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-10(C)(4)	Must	This report must be transmitted no later than the transmittal to the director.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-10(C)(5)	Shall	At the request of a worker who is terminating employment with the licensee or registrant that involved exposure to sources of radiation during the current calendar quarter or the current year, each licensee or registrant shall provide at termination to each worker, or to the worker's designee, a written report regarding the radiation dose received by that worker from operations of the licensee or registrant during the current calendar year or fraction thereof.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-10(C)(5)	Must	If the most recent individual monitoring results are not available at that time, a written estimate of the dose must be provided together with a clear indication that this is an estimate.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-11(D)(1)	Shall	Radiation protection programs. (1) Each licensee or registrant shall develop, document, and implement a radiation protection program commensurate with the scope and extent of licensed or registered activities to ensure compliance with the provisions of this chapter. Record keeping requirements are provided in paragraph (B) of rule 3701:1-38-20 of the Administrative Code.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-11(D)(2)	Shall	The licensee or registrant shall use, to the extent practicable, procedures and engineering controls based upon sound radiation protection principles to achieve occupational doses and public doses that are as low as is reasonably achievable.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-11(D)(3)	Shall	The licensee or registrant shall, at intervals not to exceed twelve months, review the radiation protection program content and implementation.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-11(D)(4)	Shall	To implement the ALARA requirements of paragraph (D)(2) of this rule, and notwithstanding the requirements in rule 3701:1-38-13 of the Administrative Code, a constraint on air emissions of radioactive material to the environment, excluding radon-222 and its daughters, shall be established by licensees, such that the individual member of the public likely to receive the highest dose will not be expected to receive a total effective dose equivalent in excess of 0.1 millisievert (ten millirem) per year from these emissions.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-11(D)(4)	Shall	If a licensee subject to this requirement exceeds this dose constraint, the licensee shall report the amount exceeding the dose constraints provided in paragraph (C) of rule 3701:1-38-21 of the Administrative Code and promptly take appropriate corrective action to ensure against recurrence.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-12(A)	Shall	Except in the case of a planned special exposure pursuant to paragraph (F) of this rule, a licensee or registrant shall limit the occupational dose received by an individual adult,	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(A)(3)	Shall	Doses received in excess of the annual limits, including doses received during accidents, emergencies, and planned special exposures, shall be subtracted from the limits for planned special exposures that the individual may receive during the current calendar year and during the individual's lifetime in accordance with paragraph (F)(5) of this rule.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(A)(4)	Must	When the external exposure is determined by measurement with an external personal monitoring device, the deep-dose equivalent must be used in place of the effective dose equivalent, unless the effective dose equivalent is determined by a dosimetry method approved by the director.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(A)(4)	Must	The assigned deep-dose equivalent must be for the part of the body receiving the highest exposure.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(A)(4)(a)	Must	The assigned shallow-dose equivalent must be the dose averaged over the contiguous ten square centimeters of skin receiving the highest exposure.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(A)(4)(b)	Shall	When a protective apron is worn while working with radiation-generating equipment and monitoring is conducted as specified in paragraph (C)(1) of rule 3701:1-38-14 of the Administrative Code, the effective dose equivalent for external radiation shall be determined as follows:	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-12(A)(4)(b)(i)	Shall	When only one individual monitoring device is used and it is located at the neck outside the protective apron, the reported deep dose equivalent value multiplied by 0.3 shall be the effective dose equivalent for external radiation; or	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(A)(4)(b)(ii)	Shall	When two individual monitoring devices are worn, one under the protective apron at the waist and the other outside the protective apron at the neck, the effective dose equivalent for external radiation shall be assigned the value of the sum of the deep dose equivalent reported for the individual monitoring device located at the waist under the protective apron multiplied by 1.5 and the deep dose equivalent reported for the individual monitoring device located at the neck outside the protective apron multiplied by 0.04;	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(A)(5)	Shall	Notwithstanding the annual dose limits, the licensee shall limit the soluble uranium intake by an individual to ten milligrams in a week in consideration of chemical toxicity.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(A)(6)	Shall	In accordance with paragraph (E) of this rule, the licensee or registrant shall reduce the dose that an individual may be allowed to receive in the current year by the amount of occupational dose received while employed by any other person.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(B)	Shall	Compliance with requirements for summation of external and internal doses shall be in accordance with the following:	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(B)(1)	Shall	If the licensee is required to monitor under both paragraphs (B)(1) and (B)(2) of rule 3701:1-38-14 of the Administrative Code, the licensee shall demonstrate compliance with the dose limits by summing external and internal doses.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-12(B)(3)	Shall	If the occupationally exposed individual also receives an intake of radionuclides by oral ingestion greater than ten percent of the applicable oral ALI, the licensee shall account for this intake and include it in demonstrating compliance with the limits set forth in paragraph (A) of this rule.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(B)(4)	Shall	The licensee shall evaluate and, to the extent practical, account for intakes through wounds or skin absorption.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(C)	Shall	Determination of external dose from airborne radioactive material shall be in accordance with the following:	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(C)(1)	Shall	<p>When determining the dose from airborne radioactive material, the licensee shall include the contribution to the deep dose equivalent, lens dose equivalent, and shallow dose equivalent from external exposure to the radioactive cloud as specified in appendix C to this rule, footnotes A and B.</p> <p>A/ "Submersion" means that values given are for submersion in a hemispherical semi-infinite cloud of airborne material.</p> <p>B/ These radionuclides have radiological half-lives of less than 2 hours. The total effective dose equivalent received during operations with these radionuclides might include a significant contribution from external exposure. The DAC values for all radionuclides, other than those designated Class "Submersion," are based upon the committed effective dose equivalent due to the intake of the radionuclide into the body and do NOT include potentially significant contributions to dose equivalent from external exposures. The licensee may substitute 1E-7 mCi/ml for the listed DAC to account for the submersion dose prospectively,</p>	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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		but should use individual monitoring devices or other radiation measuring instruments that measure external exposure to demonstrate compliance with the limits. (See 3701:1-38-12(C).)			
3701:1-38-12(D)	Shall	Determination of internal exposure shall be in accordance with the following:	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(D)(1)	Shall	For purposes of assessing dose used to determine compliance with occupational dose equivalent limits, the licensee shall, when required under paragraph (B) of rule 3701:1-38-14 of the Administrative Code, take suitable and timely measurements of: (a) Concentrations of radioactive materials in air in work areas; or (b) Quantities of radionuclides in the body; or (c) Quantities of radionuclides excreted from the body; or (d) Combinations of these measurements.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(D)(2)	Shall	Unless respiratory protective equipment is used, as provided in paragraph (C) of rule 3701:1-38-16 of the Administrative Code or the assessment of intake is based on bioassays, the licensee shall assume that an individual inhales radioactive material at the airborne concentration in which the individual is present.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(D)(3)(a)	Shall	When specific information on the physical and biochemical properties of the radionuclides taken into the body or the behavior of the material in an individual is known, the licensee may: (a) Use that information to calculate the committed effective dose equivalent, and, if used, the licensee shall document that information in the individual's record;	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-12(D)(4)	Require	If the licensee chooses to assess intakes of Class Y material using the measurements given in paragraph (D)(1)(b) or (D)(1)(c) of this rule in order to make additional measurements basic to the assessments, the licensee may delay the recording and reporting of the assessments for periods up to seven months, unless otherwise required by paragraph (B)(2) or (C) of rule 3701:1-38-21 of the Administrative Code.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(D)(5)	Shall	If the identity and concentration of each radionuclide in a mixture are known, the fraction of the DAC applicable to the mixture for use in calculating DAC-hours shall be either: (a) The sum of the ratios of the concentration to the appropriate DAC value, that is, D, W, or Y, from appendix C to this rule for each radionuclide in the mixture; or (b) The ratio of the total concentration for all radionuclides in the mixture to the most restrictive DAC value for any radionuclide in the mixture.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(D)(6)	Shall	If the identity of each radionuclide in a mixture is known, but the concentration of one or more of the radionuclides in the mixture is not known, the DAC for the mixture shall be the most restrictive DAC of any radionuclide in the mixture.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(D)(8)(b)	Shall	However, if the licensee uses the stochastic ALI, the licensee shall also demonstrate that the limit in paragraph (A)(1)(b) of this rule is met.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(E)	Shall	Determination of prior occupational dose shall be made in accordance with the following:	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-12(E)(1)	Shall	For each individual who is likely to receive an annual occupational dose requiring monitoring pursuant to paragraph (B) of rule 3701:1-38-14 of the Administrative Code, the licensee or registrant shall determine the occupational radiation dose received during the current year.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(E)(2)	Shall	Prior to permitting an individual to participate in a planned special exposure, the licensee shall determine: (a) The internal and external doses from all previous planned special exposures; and (b) All doses in excess of the limits, including doses received during accidents and emergencies, received during the lifetime of the individual.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(E)(3)(c)	Shall	The licensee or registrant shall request a written verification of the dose data if the authenticity of the transmitted report cannot be established.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(E)(4)	Shall	The licensee or registrant shall record the exposure history, as required by paragraph (A) of this rule, on a form provided by the department or other clear and legible record, of all the information required on that form.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(E)(4)	Shall	The form or record shall show each period in which the individual received occupational exposure to radiation or radioactive material	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(E)(4)	Shall	and shall be signed by the individual who received the exposure.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-12(E)(4)	Shall	For each period for which the licensee or registrant obtains reports, the licensee or registrant shall use the dose shown in the report in preparing the exposure history form.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(E)(4)	Shall	For any period in which the licensee or registrant does not obtain a report, the licensee or registrant shall place a notation on the exposure history form indicating the periods of time for which data are not available.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(E)(5)	Shall	If the licensee or registrant is unable to obtain a complete record of an individual's current and previously accumulated occupational dose, the licensee or registrant shall assume: (a) In establishing administrative controls pursuant to paragraph (A)(6) of this rule for the current year, that the allowable dose limit for the individual is reduced by 12.5 millisievert (1.25 rem), for each quarter for which records were unavailable and the individual was engaged in activities that could have resulted in occupational radiation exposure; and (b) That the individual is not available for planned special exposures.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(E)(6)	Shall	The licensee or registrant shall retain the records on the exposure history form until the department terminates each pertinent license or registration requiring this record.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(E)(6)	Shall	The licensee or registrant shall retain records used in preparing the exposure history form for three years after the record is made.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-12(F)(4)	Require	Prior to permitting an individual to participate in a planned special exposure, the licensee ascertains prior doses as required by paragraph (E)(2) of this rule during the lifetime of the individual for each individual involved;	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(F)(5)	Shall not	The licensee shall not authorize a planned special exposure that would cause an individual to receive a dose from all planned special exposures and all doses in excess of the limits to exceed: (a)The numerical values of any of the dose limits in paragraph (A) of this rule in any calendar year; and (b)Five times the annual dose limits specified in paragraph (A) of this rule during the individual's lifetime;	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(F)(7)	Shall not	The dose from planned special exposures shall not be considered in controlling future occupational dose of the individual pursuant to paragraph(A)(1) of this rule,	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(F)(7)	Shall	but shall be included in evaluations required by paragraphs (F)(4) and (F)(5) of this rule.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(G)	Shall	Occupational dose limits for minors shall be ten per cent of the annual occupational dose limits specified for adult workers in paragraph (A) of this rule.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(H)	Shall	Dose equivalent to an embryo or fetus shall be in accordance with the following:	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-12(H)(1)	Shall	The licensee or registrant shall ensure that the dose equivalent to an embryo or fetus during the entire pregnancy, due to occupational exposure of a declared pregnant woman, does not exceed five millisievert (0.5 rem).	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(H)(1)	Shall	Records shall be maintained in accordance with paragraph (I) of rule 3701:1-38-20 of the Administrative Code.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(H)(2)	Shall	The licensee or registrant shall make efforts to avoid substantial variation above a uniform monthly exposure rate to a declared pregnant woman so as to satisfy the limit in paragraph (H)(1) of this rule.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(H)(4)	Shall	If the declared pregnant woman's exposure includes exposure from radiation generating equipment and a protective apron is worn, the dose equivalent to an embryo or fetus shall be taken as the sum of: (a)The dose equivalent to the embryo or fetus from radionuclides in the embryo or fetus and radionuclides in the declared pregnant woman; and	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(H)(4)(b)(i)	Shall	The dose equivalent that is most representative of the dose to the embryo or fetus from external radiation, that is, in the mother's lower torso region. (i)If multiple measurements have not been made, assignment of the highest deep dose equivalent for the declared pregnant woman shall be the dose to the embryo or fetus, in accordance with paragraph(A)(4) of this rule; or	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-12(H)(4)(b)(ii)	Shall	(ii)If multiple measurements have been made, assignment of the deep dose equivalent for the declared pregnant woman from the individual monitoring device which is most representative of the dose to the embryo or fetus shall be the dose to the embryo or fetus. Assignment of the highest deep dose equivalent for the declared pregnant woman to the embryo or fetus is not required	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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		unless that dose is also the most representative deep dose equivalent for the region of the embryo or fetus.			
3701:1-38-12(H)(5)	Shall	If by the time the woman declares pregnancy to the licensee or registrant, the dose equivalent to the embryo or fetus has exceeded five millisievert, or 0.5 rem, the licensee or registrant shall be deemed to be in compliance with paragraph (A) of this rule, provided that the additional dose equivalent to the embryo or fetus does not exceed 0.5millisievert (0.05 rem), during the remainder of the pregnancy.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-13(A)	Shall	Each licensee or registrant shall conduct operations so that: (1)The total effective dose equivalent to individual members of the public from the licensed or registered operation does not exceed one millisievert (0.1 rem) in a year, exclusive of the dose contribution from the following: (a)Background radiation; (b)Radiation attributable to any medical administration the individual has received; (c)Exposure to an individual that was administered radioactive materials and has been released in accordance with rule 3701:1-58-30 of the Administrative Code or equivalent United States nuclear regulatory agency or agreement state regulations; (d)Voluntary participation in medical research programs; (e)The licensee's disposal of radioactive material into sanitary sewerage in accordance with paragraph (D) of rule 3701:1-38-19 of the Administrative Code;	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-13(C)	Shall	A licensee, registrant, or an applicant for a license or registration may apply for prior department authorization to operate up to an annual dose limit for an individual member of the public of five millisievert (0.5 rem). This application shall include the following information: (1)Demonstration of the need for and the expected duration of	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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		<p>operation in excess of the limit set forth in paragraph (A) of this rule;</p> <p>(2)The licensee's or registrant's program to assess and control dose within the five millisievert (0.5 rem) annual limit; and</p> <p>(3)The procedures that the registrant or licensee will follow to maintain the dose ALARA.</p> <p>(4)Notwithstanding paragraph (A)(1) of this rule, a licensee may permit visitors to an individual who cannot be released, under rule 3701:1-58-30 of the Administrative Code, to receive a radiation dose greater than one millisievert (0.1 rem) if:</p> <p>(a)The radiation dose received does not exceed five millisievert (0.5 rem); and (b)The authorized user, as defined in Chapter 3701:1-58 of the Administrative Code, has determined before the visit that it is appropriate.</p>			
3701:1-38-13(D)	Shall	A licensee subject to the provisions of the United States environmental protection agency's generally applicable environmental radiation standards in 40 C.F.R. 190, as published in the July 1, 2014 Code of Federal Regulations, shall also comply with those standards.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-13(E)	Shall	The licensee or registrant shall demonstrate compliance with dose limits for individual members of the public.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-13(E)(1)	Shall	The licensee or registrant shall make or cause to be made surveys of radiation levels in unrestricted and controlled areas and radioactive materials in effluents released to unrestricted and controlled areas to demonstrate compliance with the dose limits for individual members of the public in paragraph (A) of this rule.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-13(E)(2)	Shall	A licensee or registrant shall show compliance with the annual dose limit in paragraph (A) of this rule by:	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
		(a)Demonstrating by measurement or calculation that the total effective dose equivalent to the individual likely to receive the highest dose from the licensed or registered operation does not			

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		<p>exceed the annual dose limit; or</p> <p>(b) Demonstrating that:</p> <p>(i) The annual average concentrations of radioactive material released in gaseous and liquid effluents at the boundary of the unrestricted area do not exceed the values specified in appendix C to rule 3701:1-38-12 of the Administrative Code; and</p> <p>(ii) If an individual were continuously present in an unrestricted area, the dose from external sources would not exceed 0.02 millisievert (0.002 rem) in an hour and 0.5 millisievert (0.05rem) in a year.</p>			
3701:1-38-14(A)	Shall	<p>Each licensee or registrant shall:</p> <p>(1) Make, or cause to be made, surveys of areas, including the subsurface, that are:</p> <p>(a) Necessary to comply with this chapter: and</p> <p>(b) Reasonable under the circumstances to evaluate:</p> <p>(i) Radiation levels;</p> <p>(ii) Concentrations or quantities of residual radioactivity; and</p> <p>(iii) The potential radiological hazards of the radiation levels and residual radioactivity detected.</p>	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-14(A)(2)	Must	Notwithstanding paragraph (C) of rule 3701:1-38-20 of the Administrative Code, records from surveys describing the location and amount of subsurface residual radioactivity identified at the site must be kept with records important for decommissioning,	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-14(A)(2)	Must	and such records must be retained in accordance with paragraph (I) of rule 3701:1-40-17, paragraph (F) of rule 3701:1-44-18, and paragraph (D) of rule 3701:1-56-19 of the Administrative Code, as applicable.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-14(A)(4)	Shall	Ensure that all personnel dosimeters, except for direct and indirect reading dosimeters used to measure the dose to any extremity, that require processing to determine the radiation dose and that are used to comply with paragraph (A) of rule 3701:1-38-12 of the Administrative Code, with other applicable provisions of these	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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		regulations, or with conditions specified in a license or registration shall be processed and evaluated by a dosimetry processor that: (a) Holds a current personnel dosimetry accreditation from the national voluntary laboratory accreditation program of the national institute of standards and technology; and (b) Is approved in this accreditation process for the type of radiation or radiations included in the national voluntary laboratory accreditation program that most closely approximates the type of radiation or radiations for which the individual wearing the dosimeter is monitored			
3701:1-38-14(B)(1)	Shall	Each licensee or registrant shall monitor exposures from sources of radiation at levels sufficient to demonstrate compliance with the occupational dose limits of rule 3701:1-38-12 of the Administrative Code.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-14(B)(1)	Shall	Each licensee or registrant shall monitor occupational exposure to radiation from sources of radiation under the control of the licensee or registrant	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-14(B)(1)	Shall	and shall supply	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-14(B)(1)	Require	and require the use of individual monitoring devices by: (a) Adults likely to receive, in one year from sources of radiation external to the body, a dose in excess of ten percent of the limits in paragraph (A) of rule 3701:1-38-12 of the Administrative Code; (b) Minors likely to receive, in one year, from radiation sources external to the body, a deep dose equivalent in excess of one millisievert (0.1 rem), a lens dose equivalent in excess of 1.5 millisievert (0.15 rem), or a shallow dose equivalent to the skin or to the extremities in excess of five millisievert (0.5 rem);	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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		(c)Declared pregnant women likely to receive during the entire pregnancy, from radiation sources external to the body, a deep dose equivalent in excess of one millisievert (0.1 rem); and (d)Individuals entering a high or very high radiation area.			
3701:1-38-14(B)(2)	Shall	To determine compliance with paragraph(D) of rule 3701:1-38-12 of the Administrative Code, each licensee shall monitor the occupational intake of radioactive material by and assess the committed effective dose equivalent to: (a)Adults likely to receive, in one year, an intake in excess of ten per cent of the applicable ALI in appendix C to rule 3701:1-38-12 of the Administrative Code; (b)Minors likely to receive, in one year, a committed effective dose equivalent in excess of one millisievert (0.1 rem); and (c)Declared pregnant women likely to receive, during the entire pregnancy, a committed effective dose equivalent in excess of one millisievert (0.1 rem).	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-14(C)	Shall	Each licensee or registrant shall ensure that any individual who is required to monitor occupational doses in accordance with paragraph (B)(1) of this rule wears an individual monitoring device as follows:	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-14(C)(1)	Shall	An individual monitoring device, used for monitoring the dose to the whole body, shall be worn at the unshielded location of the whole body likely to receive the highest exposure. When a protective apron is worn, the location of the individual monitoring device is typically at the neck.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-14(C)(2)	Shall	An individual monitoring device, used for monitoring the dose to an embryo or fetus of a declared pregnant woman pursuant to paragraph (H) of rule 3701:1-38-12of the Administrative Code, shall be located at the waist under any protective apron being worn by the woman.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-14(C)(3)	Shall	An individual monitoring device, used for monitoring the lens dose equivalent, to demonstrate compliance with paragraph (A) of rule 3701:1-38-12 of the Administrative Code, shall be located at the neck outside any protective apron being worn by the monitored individual, or at an unshielded location close to the eye.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-14(C)(4)	Shall	An individual monitoring device, used for monitoring the dose to the extremities, to demonstrate compliance with paragraph (A)(2) of rule 3701:1-38-12 of the Administrative Code, shall be worn on the extremity likely to receive the highest exposure.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-14(C)(4)	Shall	Each individual monitoring device shall be oriented to measure the highest dose to the extremity being monitored.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-14(C)(5)	Shall	When only one individual monitoring device is used to determine the effective dose equivalent for external radiation pursuant to paragraph (A)(4)(b) of rule 3701:1-38-12 of the Administrative Code, it shall be located at the neck outside the protective apron.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-14(C)(5)	Shall	When a second individual monitoring device is used for the same purpose, it shall be located under the protective apron at the waist.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-14(C)(5)	Require	The second individual monitoring device is required for a declared pregnant woman.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-15(A)	Shall	Control of access to high radiation areas shall be maintained by the licensee or registrant.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-15(A)(1)	Shall	Control of access shall be maintained by ensuring that each entrance or access point to a high radiation area has one or more of the following features: (a)A control device that, upon entry into the area, causes the level of radiation to be reduced below that level at which an individual might receive a deep dose equivalent of one millisievert (0.1 rem) in one hour at thirty centimeters from the source of radiation or from any surface that the radiation penetrates; or (b)A control device that energizes a conspicuous visible or audible alarm signal so that the individual entering the high radiation area and the supervisor of the activity are made aware of the entry; or (c)Entryways that are locked, except during periods when access to the areas is required, with administrative and/or engineering control over each individual entry.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-15(A)(2)	Require	In place of the controls required by paragraph (A)(1) of this rule, in the case of a high radiation area, the licensee or registrant may substitute continuous direct or electronic surveillance that is capable of preventing unauthorized entry.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-15(A)(4)	Shall	The licensee or registrant shall establish the controls required by paragraphs (A)(1) and (A)(3) of this rule in a way that does not prevent individuals from leaving a high radiation area.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-15(B)	Shall	In the case of access to a very high radiation area, the licensee or registrant shall control access as follows:	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-15(B)(1)	Shall	In addition to the requirements in paragraph (A) of this rule, and except as provided in paragraph (B)(2) of this rule, the licensee or registrant shall institute measures to ensure that an individual is not able to gain unauthorized or inadvertent access to a very high	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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		radiation area. This requirement does not apply to rooms or areas in which diagnostic x-ray systems are the only source of radiation.			
3701:1-38-17(A)	Shall	The licensee shall secure licensed radioactive material from unauthorized removal or access.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-17(B)	Shall	The licensee shall maintain constant surveillance	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-17(B)	Shall	and shall use devices or administrative procedures to prevent unauthorized use of licensed radioactive material that is in an unrestricted area and that is not in storage.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-17(C)	Shall	The registrant shall use devices or administrative procedures to prevent unauthorized use of radiation-generating equipment.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-18(A)(1)	Shall	The standard radiation symbol, unless otherwise authorized by the department or as provided in paragraph (A)(2) of this rule, shall use the colors magenta, purple, or black on yellow background.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-18(A)(4)	Shall	Posting of radiation areas shall be accomplished as follows:	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-18(A)(4)(a)	Shall	The licensee or registrant shall post each radiation area with a conspicuous sign or signs bearing the radiation symbol and the words "Caution, Radiation Area".	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-18(A)(4)(b)	Shall	The licensee or registrant shall post each high radiation area with a conspicuous sign or signs bearing the radiation symbol and the words "Caution, High Radiation Area" or "Danger, High Radiation Area".	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-18(A)(4)(c)	Shall	The licensee or registrant shall post each very high radiation area with conspicuous sign or signs bearing the radiation symbol and words "Grave Danger, Very High Radiation Area".	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-18(A)(4)(d)	Shall	The licensee shall post each airborne radioactivity area with a conspicuous sign or signs bearing the radiation symbol and the words "Caution, Airborne Radioactivity Area" or "Danger, Airborne Radioactivity Area".	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-18(A)(4)(e)	Shall	The licensee shall post each area or room in which there is an amount of licensed material used or stored which exceeds ten times the quantity of such material specified in appendix A of this rule with a conspicuous sign or signs bearing the radiation symbol and the words "Caution, Radioactive Material(s)" or "Danger, Radioactive Material(s)".	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-18(A)(4)(f)	Shall	The licensee shall post access openings to manufacturing or process equipment (such as tanks and vessels) on or in which radiation sources are mounted, if a person could gain access to the radiation beam and receive an annual dose to any part of their body which is greater than the applicable, permissible limits for individuals in rules 3701:1-38-12 and 3701:1-38-13 of the Administrative Code.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-18(A)(4)(f)	Must	The posting must include a conspicuous sign or signs bearing the radiation symbol and warning of the hazard.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-18(C)	Shall	Except as provided in paragraph (E) of this rule, containers shall be labeled as follows:	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-18(C)(1)	Shall	The licensee shall ensure that each container of licensed material bears a durable, clearly visible label bearing the radiation symbol and the words "Caution, Radioactive Material" or "Danger, Radioactive Material".	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-18(C)(1)	Shall	The label shall also provide information, such as the radionuclides present, an estimate of the quantity of radioactivity, the date for which the activity is estimated, radiation levels, kinds of materials, and mass enrichment, to permit individuals handling or using the containers, or working in the vicinity of the containers, to take precautions to avoid or minimize exposures.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-18(C)(2)	Shall	Prior to removal or disposal of empty uncontaminated containers to unrestricted areas, each licensee shall, remove or deface the radioactive material label or otherwise clearly indicate that the container no longer contains radioactive materials.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-18(D)	Shall	(D)Each registrant shall ensure that each radiation-generating equipment is labeled in a conspicuous manner which cautions individuals that radiation is produced when it is energized.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-18(D)(5)	Shall	Containers that are accessible only to individuals authorized to handle or use them, or to work in the vicinity of the containers, if the contents are identified to these individuals by a readily available written record. Examples of containers of this type are containers in locations such as water-filled canals, storage vaults, or hot cells. The record shall be retained as long as the containers are in use for the purpose indicated on the record;	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-18(F)	Shall	Each licensee shall: (1)Monitor the external surfaces of a labeled package for radioactive contamination unless the package contains only radioactive material in the form of gas or in special form as defined in rule 3701:1-38-01 of the Administrative Code; (2)Monitor the external surfaces of a labeled package for radiation levels unless the package contains quantities of radioactive material that are less than or equal to the type A quantity; and (3)Monitor all packages known to contain radioactive material for radioactive contamination and radiation levels if there is evidence of degradation of package integrity, such as a package that is crushed, wet, or damaged.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-18(F)(4)	Require	Perform the monitoring required by this paragraph as soon as practicable after receipt of the package, but not later than three hours after the package is received at the licensee's facility, if it is received during the licensee's normal working hours.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-18(F)(4)	Shall	If a package is received after working hours, the package shall be monitored no later than three hours from the beginning of the next working day.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-18(G)	Shall	Each licensee who expects to receive a package containing quantities of radioactive material in excess of a type A quantity as defined in rule 3701:1-38-01 of the Administrative Code and as provided in rule 3701:1-50-25of the Administrative Code, shall make arrangements to receive the package when the carrier offers	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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		it for delivery or expeditiously upon receiving notification that the package is available for pick-up.			
3701:1-38-18(H)	Shall	The licensee shall immediately notify the final delivery carrier and the department by telephone and either telegram, mailgram, or facsimile, when: (1)Removable radioactive surface contamination exceeds the limits as provided in 49 C.F.R. 173.443 (as published in the October 1, 2009 Code of Federal Regulations); or (2)External radiation levels exceed the limits as provided in 49 C.F.R. 172.403 (as published in the October 1, 2009 Code of Federal Regulations).	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-18(I)	Shall	Each licensee shall: (1)Establish, maintain, and retain written procedures for safely opening packages in which radioactive material is received; and (2)Ensure that the procedures are followed and that due consideration is given to special instructions for the type of package being opened.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-20(A)	Shall	Each licensee or registrant shall use the SI units becquerel, gray, sievert and coulomb per kilogram, or the special units curie, rad, rem and roentgen, including multiples and subdivisions,	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-20(A)	Shall	and shall clearly indicate the units of all quantities on records required by this chapter.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-20(A)	Shall	The licensee or registrant shall make a clear distinction among the quantities entered on the records such as, total effective dose equivalent, total organ dose equivalent, shallow dose equivalent, lens dose equivalent, deep dose equivalent, or committed effective dose equivalent.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-20(B)	Shall	Each licensee or registrant shall maintain records of the radiation protection program, including the provisions of the program and audits and other reviews of program content and implementation.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-20(B)	Shall	The licensee or registrant shall retain the records of the provisions of the program until the department terminates each license or registration pertinent to the record.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-20(B)	Shall	The licensee or registrant shall retain all the other records required by this paragraph for three years after the record is made.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-20(C)	Shall	Records of surveys showing the results of surveys and calibrations required by paragraph(A) of rule 3701:1-38-14 and paragraph (F) of rule 3701:1-38-18 of the Administrative Code shall be maintained and retained by the licensee or registrant for three years after the record is made.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-20(D)	Shall	The licensee or registrant shall retain each of the following records until the department terminates each license or registration pertinent to the record: (1)Records of the results of surveys to determine the dose from external sources of radiation used, in the absence of or in combination with individual monitoring data, in the assessment of individual dose equivalents; (2)Records of the results of measurements and calculations used to	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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		determine individual intakes of radioactive material and used in the assessment of internal dose;			
3701:1-38-20(D)(3)	Require	Records showing the results of air sampling, surveys, and bioassays required pursuant to paragraphs (C)(2)(a) and (C)(2)(b) of rule 3701:1-38-16 of the Administrative Code; and (4) Records of the results of measurements and calculations used to evaluate the release of radioactive effluents to the environment.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-20(E)	Shall	Records of tests for leakage or contamination of sealed sources shall be kept in units of becquerel or microcurie, or multiples thereof, and maintained for inspection by the department for at least three years after the records are made.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-20(F)	Shall	Records of prior occupational dose and exposure history as required in paragraph (E) of rule 3701:1-38-12 of the Administrative Code shall be recorded by the licensee or registrant on a form provided by the department entitled "lifetime occupational exposure history" in accordance with the instructions for completing this form, or in clear and legible records containing all the information required by the same form.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-20(F)	Shall	The licensee or registrant shall maintain these records until the department terminates each license or registration pertinent to this record.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-20(F)	Shall	The licensee or registrant shall retain records used in preparing the form for three years after the record is made.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-20(G)	Require	Records of planned special exposures as required in paragraph (F) of rule 3701:1-38-12 of the Administrative Code shall be maintained by the licensee:	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-20(G)(1)	Shall	The licensee shall maintain records that describe the following: (a)The exceptional circumstances requiring the use of a planned special exposure; (b)The name of the management official who authorized the planned special exposure and a copy of the signed authorization; (c)What actions were necessary; (d)Why the actions were necessary; (e)What precautions were taken to assure that doses were maintained ALARA; (f)What individual and collective doses were expected to result; and (g)The doses actually received in the planned special exposure.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-20(G)(2)	Shall	The licensee shall retain the records until the department terminates each license pertinent to these records.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-20(H)	Shall	Records of individual dose monitoring results shall be maintained by each licensee or registrant for each individual for whom monitoring is required pursuant to paragraph (B) of rule 3701:1-38-14 of the Administrative Code, and records of doses received during planned special exposures, accidents, and emergency conditions.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-20(H)(1)	Shall	These records shall include, when applicable: (a)The deep dose equivalent to the whole body, lens dose equivalent, shallow dose equivalent to the skin, and shallow dose equivalent to the extremities; (b)The estimated intake or radionuclides as provided in paragraph (B) of rule 3701:1-38-12 of the Administrative Code;	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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		(c)The committed effective dose equivalent assigned to the intake of radionuclides; and (d)The specific information used to calculate the committed effective dose equivalent pursuant to paragraph (D)(8) of rule 3701:1-38-12of the Administrative Code; and (e)The total effective dose equivalent when required by paragraph (B) of rule 3701:1-38-12of the Administrative Code; and (f)The total of the deep dose equivalent and the committed dose to the organ receiving the highest total dose.			
3701:1-38-20(H)(2)	Shall	The licensee or registrant shall make entries of the records specified in paragraph (H) of this rule at least annually.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-20(I)	Shall	Each licensee or registrant shall maintain the records specified in paragraph(H) of this rule on department form entitled "occupational exposure record for a monitoring period" in accordance with the instructions for completing this form, or in clear and legible records containing all the information required by the same form.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-20(I)	Shall	The licensee or registrant shall maintain the records of dose to an embryo or fetus with the records of dose to the declared pregnant woman.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-20(I)	Shall	The declaration of pregnancy shall also be kept on file, but may be maintained separately from the dose records.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-20(I)	Shall	The licensee or registrant shall retain each required form or record until the department terminates each license or registration pertinent to the record.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-20(J)	Shall	Each licensee or registrant shall maintain records sufficient to demonstrate compliance with the dose limits for individual members of the public specified in paragraph (A) of rule 3701:1-38-13 of the Administrative Code.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-20(J)	Shall	Each licensee or registrant shall retain the records required by paragraph (H) of this rule until the department terminates each license or registration pertinent to the record.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-20(K)	Shall	Records of the disposal of licensed material shall be maintained by each licensee in accordance with paragraphs (C), (D), (F), and (G) of rule 3701:1-38-19, and Chapter 3701:1-54 of the Administrative Code.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-20(K)	Shall	The licensee shall retain the records required by this paragraph until the department terminates each pertinent license that requires the record.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-20(L)	Shall	Records of tests performed on entry control devices located in a very high radiation area shall be maintained by each licensee in accordance with Chapter 3701:1-52 of the Administrative Code or registrant in accordance with Chapters 3701:1-66 and 3701:1-67 of the Administrative Code.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-20(L)	Must	These records must include the date, time, and results of each such test of function.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-20(L)	Shall	The licensee or registrant shall retain the records required by this paragraph for at least three years after the record is made.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-20(M)	Require	Each record required by this chapter	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-20(M)	Shall	shall be legible throughout the specified retention period.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-20(M)	Shall	The record shall be the original or a reproduced copy or a microform, provided that the copy or microform is authenticated by authorized personnel and that the microform is capable of producing a clear copy throughout the required retention period.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-20(M)	Shall	Records, such as letters, drawings, and specifications, shall include all pertinent information, such as stamps, initials, and signatures.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-20(M)	Shall	The licensee or registrant shall maintain adequate safeguards against tampering with and loss of records.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-21(A)	Shall	The licensee or registrant shall report stolen, lost, or missing licensed or registered sources of radiation to the director in accordance with the following:	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-21(A)(1)	Shall	phone reports shall be made as follows: (a)To the bureau of environmental health and radiation protection point of contact (POC) in accordance with the form "Notice to Employees" issued by the director.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-21(A)(1)(b)	Shall	In the case of a licensee, he or she shall make contact: (i)Immediately after the licensee determines that licensed radioactive material is stolen, lost, or missing in an aggregate quantity equal to or greater than one hundred times the quantity specified in appendix A to rule 3701:1-38-18of the Administrative Code under such circumstances that it appears to the licensee that an exposure could result to individuals in unrestricted areas; (ii)Within thirty days after its occurrence becomes known to the licensee, lost, stolen, or missing licensed radioactive material in an aggregate quantity greater than ten times the quantity specified in appendix A to rule 3701:1-38-18of the Administrative Code that is still missing.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-21(A)(1)(c)	Shall	In the case of a registrant, he or she shall make contact immediately after it becomes known that radiation-generating equipment has been stolen, lost, or is missing.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-21(A)(2)	Shall	Written reports shall be made as follows:	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-21(A)(2)(a)	Shall	Each licensee or registrant required to make a report pursuant to paragraph (A)(1) of this rule shall, within thirty days after making the telephone report, make a written report to the director setting forth the following information, where applicable: (i)A description of the licensed or registered source of radiation involved, including, for radioactive material, the kind, quantity, and chemical and physical form, and in the case of radiation-	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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		<p>generating equipment, the manufacturer, model and serial number, type and maximum energy of the radiation emitted;</p> <p>(ii) A description of the circumstances under which the loss or theft occurred;</p> <p>(iii) A statement of disposition, or probable disposition, of the licensed or registered source of radiation involved;</p> <p>(iv) Exposures of individuals to radiation, circumstances under which the exposures occurred, and the possible total effective dose equivalent to persons in unrestricted areas;</p> <p>(v) Actions that have been taken, or will be taken, to recover the source of radiation; and</p> <p>(vi) Procedures or measures that have been, or will be, adopted to ensure against a recurrence of the loss or theft of licensed or registered sources of radiation.</p>			
3701:1-38-21(A)(2)(b)	Shall	Subsequent to filing the written report, the licensee or registrant shall also report additional substantive information on the loss or theft within thirty days after the licensee or registrant learns of such information.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-21(A)(2)(c)	Shall	The licensee or registrant shall prepare any report filed with the director pursuant to this rule so that names of individuals who may have received exposure to radiation are stated in a separate and detachable portion of the report.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-21(B)	Shall	Notification of incidents shall be made as follows:	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-21(B)(1)	Shall	<p>Excluding prescribed medical doses to patients, each licensee or registrant shall immediately report each event involving a source of radiation possessed by the licensee or registrant that may have caused or threatens to cause any of the following conditions:</p> <p>(a) An individual receiving:</p>	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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		<p>(i)A total effective dose equivalent of 0.25sievert (twenty-five rem) or more;</p> <p>(ii)A lens dose equivalent of 0.75 sievert(seventy-five rem) or more; or</p> <p>(iii)A shallow dose equivalent to the skin or extremities or a total organ dose equivalent of 2.5 sievert (two hundred fifty rem) or more; or</p> <p>(b)The release of radioactive material, inside or outside of a restricted area that, had an individual been present for twenty-four hours, the individual could have received an intake five times the occupational ALI. This provision does not apply to locations where personnel are not normally stationed during routine operations, such as hot-cells or process enclosures.</p>			
3701:1-38-21(B)(2)	Shall	<p>Each licensee or registrant shall report to the director, within twenty-four hours of discovery, each event involving loss of control of a licensed or registered source of radiation possessed by the licensee or registrant that may have caused, or threatens to cause, any of the following:</p> <p>(a)An individual to receive, in a period of twenty-four hours:</p> <p>(i)A total effective dose equivalent exceeding 0.05 sievert (five rem);</p> <p>(ii)An lens dose equivalent exceeding 0.15sievert (fifteen rem); or</p> <p>(iii)A shallow dose equivalent to the skin or extremities or a total organ dose equivalent exceeding 0.5 sievert (fifty rem); or</p> <p>(b)The release of radioactive material, inside or outside of a restricted area that, had an individual been present for twenty-four hours, the individual could have received an intake in excess of one occupational ALI. This provision does not apply to locations where personnel are not normally stationed during routine operations, such as hot-cells or process enclosures.</p>	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-21(B)(3)	Shall	Licensees or registrants shall make the reports required by paragraphs (B)(1) and (B)(2) of this rule to the POC by telephone to the department	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-21(B)(3)	Shall	and shall confirm the initial contact by telegram, mailgram, electronic mail, or facsimile to the director.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-21(B)(4)	Shall	The licensee or registrant shall prepare each report filed with the director pursuant to this rule so that names of individuals who have received exposure to sources of radiation are stated in a separate and detachable portion of the report.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-21(C)	Shall	Reports of exposures, radiation levels, and concentrations of radioactive material exceeding the limits shall be made by the licensee or registrant as follows:	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-21(C)(1)	Shall	Reportable events that are specified in this paragraph shall, in addition to the notification requirements in paragraph (B) of this rule, be reported to the director in writing within thirty days after learning of any of the following occurrences:	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-21(C)(1)(a)	Require	(a)Incidents for which notification is required by paragraph (B) of this rule and with doses in excess of any of the following: (i)The occupational dose limits for adults in paragraphs (A)(1) and (A) (2) of rule 3701:1-38-12of the Administrative Code; (ii)The occupational dose limits for a minor in paragraph (G) of rule 3701:1-38-12of the Administrative Code; (iii)The limits for an embryo or fetus of a declared pregnant woman in paragraph (H)of rule 3701:1-38-12of the Administrative Code; (iv)The limits for an individual member of the public in paragraph (A) of rule 3701:1-38-13of the Administrative Code; (v)Any	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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		applicable limit in the license or registration; or (vi)The ALARA constraints for air emissions established under paragraph (D)(4) of rule 3701:1-38-11of the Administrative Code; or (b)Levels of radiation or concentrations of radioactive material in: (i)A restricted area in excess of applicable limits in the license or registration; or (ii)An unrestricted area in excess of ten times the applicable limit set forth in this chapter or in the license or registration, whether or not involving exposure of any individual in excess of the limits in paragraph (A) of rule 3701:1-38-13of the Administrative Code; or			
3701:1-38-21(C)(2)	Require	Each report required by this rule	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-21(C)(3)	Shall	Each report filed pursuant to this rule shall include, for each occupationally overexposed individual, the name, social security account number, and date of birth of the individual. In the case of the limit for an embryo or fetus in paragraph (H) of rule 3701:1-38-12of the Administrative Code, the identifiers should be those of the declared pregnant woman.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-21(C)(3)	Shall	The report shall be prepared so that information on each individual is stated in a separate and detachable portion of the report.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-21(C)(4)	Shall	All licensees or registrants who make reports pursuant to this rule shall submit the report inwriting to the director.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-21(D)	Shall	Reports of planned special exposures shall be submitted by the licensee in a written report to the director within thirty days following any planned special exposure conducted in accordance with paragraph (F) of rule 3701:1-38-12 of the Administrative Code, informing the director that a planned special exposure was conducted and indicating the date the planned special exposure occurred	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-21(D)	Require	and the information required by paragraph (G) of rule 3701:1-38-20 of the Administrative Code.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-21(E)	Require	When a licensee or registrant is required pursuant to paragraph (C) or (D) of this rule to report to the director any exposure	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-21(E)	Shall	of an identified occupationally exposed individual, or an identified member of the public, to radiation or radioactive material, the licensee or registrant shall also provide the individual a report on his or her exposure data included in the report to the director.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-21(E)	Shall	This report shall be transmitted no later than the transmittal to the director,	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-21(E)	Shall	and shall comply with the provisions of paragraph (C)(1) of rule 3701:1-38-10 of the Administrative Code.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-21(F)	Shall	A report of a leaking or contaminated sealed source shall be filed by the licensee with the director within five days of the test results, if the test reveals the presence of one hundred eighty-five becquerels (0.005 microcurie) or more of removable contamination.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-21(F)	Shall	The report shall include the equipment involved, the test results and the corrective action taken.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-23(B)	Shall	This rule establishes procedures and requirements for implementation of section 3748.04 of the Revised Code, which applies to reporting of defects in equipment used for licensed or registered activities. Any responsible corporate officer of a firm constructing, owning, operating or supplying the components of any facility or activity which is licensed, registered, or otherwise regulated pursuant to Chapter 3748. of the Revised Code, obtaining information reasonably indicating either of the following, shall notify the director within twenty-four hours: (1) That the facility, activity or basic component supplied to such facility or activity fails to comply with any applicable rule, regulation, order, registration, or license of the department relating to substantial safety hazards; or (2) That the facility, activity, or basic component supplied to such facility or activity contains defects, which could create a substantial safety hazard.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-23(E)	Shall	Each individual, partnership, corporation, dedicating entity, or other entity subject to this rule shall post current copies of this rule and procedures adopted pursuant to this rule.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-23(E)	Must	These documents must be posted in a conspicuous position on any premises within the state of Ohio where the activities subject to this rule are conducted.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-23(G)	Shall	Each individual, corporation, partnership, dedicating entity, or other entity subject to this rule shall adopt appropriate procedures to: (1)Initiate evaluations of deviations and failures to comply that are associated with substantial safety hazards as soon as practicable, but no later than ten days from the date of discovery of the deviation or failure to comply.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-23(G)(1)	Shall	The director shall be notified of any such deviation or failure to comply in accordance with paragraph (B) of this rule.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-23(G)(3)	Must	This interim report must be submitted in writing within thirty days of discovery of the deviation or failure to comply;	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-23(H)	Must	If the deviation or failure to comply is discovered by a supplier of basic components, or services associated with basic components, and the supplier determines that it does not have the capability to perform the evaluation to determine if a defect exists, then the supplier must inform the purchasers or affected licensees or registrants within five working days of this determination so that the purchasers or affected licensees or registrants may evaluate the deviation or failure to comply, pursuant to paragraph (G) of this rule.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-23(H)	Shall	Nothing in this rule shall be deemed to require manufacturers or suppliers to adopt or maintain procedures for defect identification and evaluation, where the item or service is not dedicated for purposes of licensed or registered activities or equipment. Instead, such is the responsibility of the registrant or licensee, in accordance with paragraph (B) of this rule.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-23(I)	Must	A responsible corporate officer subject to this rule must notify the director within thirty days when he or she obtains information reasonably indicating a failure to comply or a defect affecting: (1)The construction or operation of a facility or any activity within the state of Ohio that is subject to the licensing or registration requirements under Chapter 3748. of the Revised Code and that is within the facility's responsibility; or (2)A basic component that is within the facility's responsibility and is supplied for a facility or an activity within the state of Ohio that is subject to the licensing requirements of Chapter 3748. of the Revised Code.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-23(J)	Shall	The notification required by paragraphs(B) and (I) of this rule shall include the following information, to the extent known: (1)Name and address of the individual or individuals informing the director. (2)Identification of the facility, the activity, or the basic component supplied for such facility or such activity within the state of Ohio which fails to comply or contains a defect. (3)Identification of the firm constructing the facility or supplying the basic component which fails to comply or contains a defect. (4)Nature of the defector failure to comply and the safety hazard which is created or could be created by such defect or failure to comply. (5)The date on which the information of such defect or failure to comply was obtained. (6)In the case of a basic component which contains a defect or fails to comply, the number and location of all such components in	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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		<p>use at, supplied for, or being supplied for one or more facilities or activities subject to this rule.</p> <p>(7)The corrective action which has been, is being, or will be taken; the name of the individual or organization responsible for the action; and the length of time that has been or will be taken to complete the action.</p> <p>(8)Any advice related to the defect or failure to comply about the facility, activity, or basic component that has been, is being, or will be given to purchasers or licensees.</p>			
3701:1-38-23(K)	Shall not	The responsible corporate officer may authorize an individual to provide the notification required by paragraph (J) of this rule, provided that, this shall not relieve the responsible corporate officer of his or her responsibility under this paragraph.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-23(L)	Shall	Each individual, corporation, partnership, or other entity subject to this rule shall prepare and maintain records necessary to accomplish the requirements of this rule, including retaining evaluations of all deviations and failures to comply for a minimum of five years after the date of the evaluation.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-23(L)	Shall	Each individual, corporation, partnership, dedicating entity, or other entity subject to this rule shall permit the department the opportunity to inspect records pertaining to basic components that relate to the identification and evaluation of deviations, and the reporting of defects and failures to comply, including any advice given to purchasers or licensees on the placement, erection, installation, operation, maintenance, modification, or inspection of a basic component.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-38-23(M)	Must	Suppliers of basic components must retain any notifications sent to purchasers and affected licenses for a minimum of five years after the date of the notification.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-38-23(M)	Must	Suppliers of basic components must retain a record of the purchasers of basic components for ten years after delivery of the basic component or service associated with a basic component.	ORC 3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-43-04	Shall	any communication or report required by Chapter 3701:1-38 or Chapter 3701:1-43 of the Administrative Code, shall be filed in accordance with Chapter 3748	3748.04	Yes, state law	Yes, state law
3701:1-43-04	Shall	Documents pertaining to license application or any license matter, unless otherwise directed in writing, shall be submitted to the director	3748.04	Yes, state law	Yes, state law
3701:1-43-05 (A)	Shall	maintained by the applicant or the licensee, shall be complete and accurate in all material respects.	3748.04	Yes, state law	Yes, state law
3701:1-43-05 (B)	Shall	Each applicant or licensee shall notify the director of information identified by the applicant	3748.04	Yes, state law	Yes, state law
3701:1-43-05 (B)	Shall	Notification shall be provided to the director within two working days	3748.04	Yes, state law	Yes, state law
3701:1-43-07(F)	Shall	Other persons who possess or use TENORM shall be exempt when the director makes a determination, upon his or her own initiative or upon request for such determination, that the reasonably maximally exposed individual will not receive a public dose with a total effective dose equivalent (TEDE) of more than	3748.04	Yes, state law	Yes, state law

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		one millisievert (0.1 rem) in one year from all licensed or registered sources of radiation including TENORM.			
3701:1-43-08 (C)	Shall	The decontamination of equipment, facilities, and land shall be performed only by persons specifically licensed by the director	3748.04	Yes, state law	Yes, state law
3701:1-43-08 (D)	Shall	Any person subject to the general license issued by paragraph (A) of this rule, shall notify the director	3748.04	Yes, state law	Yes, state law
3701:1-43-08 (D)	Shall	Such notification shall include:	3748.04	Yes, state law	Yes, state law
3701:1-43-08 (E)(1)	Shall	no member of the public shall receive a dose in excess of that allowed	3748.04	Yes, state law	Yes, state law
3701:1-43-08 (E)(2)	Shall	the transferor shall submit information that demonstrates compliance	3748.04	Yes, state law	Yes, state law
3701:1-43-08 (E)(2)	Shall	Records of such compliance shall be maintained	3748.04	Yes, state law	Yes, state law

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3701:1-43-08 (E)(3)	Shall	the general licensee who makes the transfer shall assess the amount and extent of TENORM contamination	3748.04	Yes, state law	Yes, state law
3701:1-43-08 (E)(4)	Shall	A general licensee intending to transfer material or real property for unrestricted use shall document compliance	3748.04	Yes, state law	Yes, state law
3701:1-43-08 (E)(4)	Shall	Records of such compliance shall be maintained	3748.04	Yes, state law	Yes, state law
3701:1-43-08 (G)	Shall	The director may, by written notice, require any person authorized by a general license to apply for, and obtain, a specific license if the director determines that specific licensure is necessary to ensure that exposures do not exceed the criteria of rule 3701:1-38-12 and rule 3701:1-38-13 of the Administrative Code. The notice shall state the reason or reasons for requiring a specific license.	3748.04	Yes, state law	Yes, state law
3701:1-43-08 (G)	Require	The director may, by written notice, require any person authorized by a general license to apply for, and obtain, a specific license if the director determines that specific licensure is necessary to ensure that exposures do not exceed the criteria of rule 3701:1-38-12 and rule 3701:1-38-13 of the Administrative Code. The notice shall state the reason or reasons for requiring a specific license.	3748.04	Yes, state law	Yes, state law
3701:1-43-09 (A)	Shall	An applicant for a license to receive and possess TENORM shall apply in accordance with rule 3701:1-38-02 of the Administrative Code and this chapter on a form prescribed by the director. The original application shall be filed with the director. Information contained in previous applications, statements or reports filed with the director may be incorporated by reference, provided that the reference is clear, specific, and has been on file with the director	3748.04	Yes, state law	Yes, state law

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		for not more than two licensing periods, and provided that the item being referenced in the document is being referenced without change.			
3701:1-43-09 (A)	Shall	An applicant for a license to receive and possess TENORM shall apply in accordance with rule 3701:1-38-02 of the Administrative Code and this chapter on a form prescribed by the director. The original application shall be filed with the director. Information contained in previous applications, statements or reports filed with the director may be incorporated by reference, provided that the reference is clear, specific, and has been on file with the director for not more than two licensing periods, and provided that the item being referenced in the document is being referenced without change.	3748.04	Yes, state law	Yes, state law
3701:1-43-09 (B)	Require	The director may at any time after the filing of the original application require additional information from the applicant in order to determine whether a license should be issued or whether a current license should be modified or revoked.	3748.04	Yes, state law	Yes, state law
3701:1-43-09 (C)	Shall	Each application shall be signed by the applicant	3748.04	Yes, state law	Yes, state law
3701:1-43-09 (C)	Shall	shall be accompanied by the fee prescribed in rule	3748.04	Yes, state law	Yes, state law
3701:1-43-09 (E)	Shall	Each application for a specific license shall be accompanied by the fee	3748.04	Yes, state law	Yes, state law

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3701:1-43-09 (G)	Must	certain applications for specific licenses filed under Chapter 3701:1-43 of the Administrative Code must contain a proposed decommissioning funding plan or a certification of financial assurance for decommissioning	3748.04	Yes, state law	Yes, state law
3701:1-43-09 (H)	Shall	could potentially affect the quality of the environment shall be filed at least nine months prior to commencement of construction	3748.04	Yes, state law	Yes, state law
3701:1-43-09 (H)	Shall	shall be accompanied by any environmental report	3748.04	Yes, state law	Yes, state law
3701:1-43-10 (A)(5)(c)	Shall	Commencement of construction prior to such conclusion shall be grounds for denial of a license	3748.04	Yes, state law	Yes, state law
3701:1-43-10 (A)(8)	Shall	For each location to be listed on the license as an authorized use location, the applicant shall submit	3748.04	Yes, state law	Yes, state law
3701:1-43-10 (C)(3)	Shall	The information shall include	3748.04	Yes, state law	Yes, state law
3701:1-43-11	Shall	shall demonstrate that the product is designed and will be manufactured so that	3748.04	Yes, state law	Yes, state law

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3701:1-43-12 (A)(1)	Shall	shall be subject to all the provisions of Chapter 3748	3748.04	Yes, state law	Yes, state law
3701:1-43-12 (A)(2)	Shall	shall be transferred, assigned, or in any manner disposed of,	3748.04	Yes, state law	Yes, state law
3701:1-43-12 (A)(2)	Shall	through transfer of control of any license to any person, unless the director shall	3748.04	Yes, state law	Yes, state law
3701:1-43-12 (A)(2)	Shall	and shall give consent in writing	3748.04	Yes, state law	Yes, state law
3701:1-43-12 (A)(3)	Shall	Neither the license, nor any right under the license, shall be assigned or otherwise transferred	3748.04	Yes, state law	Yes, state law
3701:1-43-12 (A)(4)	Shall	shall confine his possession and use of TENORM to the locations and purposes authorized in the license	3748.04	Yes, state law	Yes, state law
3701:1-43-12 (A)(4)	Shall	shall carry with it the right to receive, possess, and use TENORM	3748.04	Yes, state law	Yes, state law

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3701:1-43-12 (A)(4)	Shall	Preparation for shipment and transport of TENORM shall be in accordance with the provisions of Chapter 3701:1-50	3748.04	Yes, state law	Yes, state law
3701:1-43-12 (A)(5)(b)	Require	Require such reports and the keeping of such records, and to provide for such inspections of activities under the license as may be necessary or appropriate to effectuate the purposes of Chapter 3748. of the Revised Code and the rules adopted thereunder; and	3748.04	Yes, state law	Yes, state law
3701:1-43-12 (A)(6)(a)	Shall	Each licensee shall notify the director, in writing, within ten days	3748.04	Yes, state law	Yes, state law
3701:1-43-12 (A)(6)(a)(iii)(b)	Must	This notification must indicate	3748.04	Yes, state law	Yes, state law
3701:1-43-12 (A)(7)	Shall	Each licensee shall notify the director in writing prior to commencing activities	3748.04	Yes, state law	Yes, state law
3701:1-43-12 (A)(8)	Shall	the licensee shall, within sixty days, provide the following information in writing to the director	3748.04	Yes, state law	Yes, state law
3701:1-43-12 (A)(9)(b)	Shall	the jurisdictional status of the jobsite shall be determined as it pertains to the TENORM	3748.04	Yes, state law	Yes, state law

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3701:1-43-12 (A)(9)(b)	Shall	Authorization for use of TENORM at jobsites under exclusive federal jurisdiction shall be obtained from the applicable federal agency	3748.04	Yes, state law	Yes, state law
3701:1-43-12 (B)	Shall	Each person licensed shall	3748.04	Yes, state law	Yes, state law
3701:1-43-12 (B)(3)	Shall	An annual summary report stating the total quantity of each radionuclide transferred under the specific license shall be filed with the director	3748.04	Yes, state law	Yes, state law
3701:1-43-12 (B)(3)	Shall	Each report shall cover the year ending December thirty-first	3748.04	Yes, state law	Yes, state law
3701:1-43-12 (B)(3)	Shall	shall be filed within ninety days thereafter	3748.04	Yes, state law	Yes, state law
3701:1-43-12 (B)(3)	Shall	If no transfers of TENORM have been, the report shall so indicate	3748.04	Yes, state law	Yes, state law
3701:1-43-13	Shall	shall post with the director, financial assurance, or security	3748.04	Yes, state law	Yes, state law

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3701:1-43-13	Shall	Financial assurance arrangements shall	3748.04	Yes, state law	Yes, state law
3701:1-43-13 (A)(2)	May not	<u>Surety, insurance, or other method in accordance with paragraph (F) of rule 3701:1-40-17 of the Administrative Code, that guarantees that decommissioning costs will be paid. A surety method may be in the form of a surety bond, letter of credit, or line of credit. A guarantee by the applicant or licensee may not be used in combination with any other financial methods used to satisfy the requirements of this paragraph or in any situation where the applicant or licensee has a parent company holding majority control of the voting stock of the company.</u>	3748.04	Yes, state law	Yes, state law
3701:1-43-13 (A)(3)	May not	<u>A parent company guarantee of funds for decommissioning costs based on a financial test may be used provided that the parent company meets the requirements specified in appendix B to rule 3701:1-40-17 of the Administrative Code. A parent company guarantee may not be used in combination with other financial methods to satisfy the requirements of this rule.</u>	3748.04	Yes, state law	Yes, state law
3701:1-43-13 (A)(6)	Require	<u>For nonprofit colleges, universities, hospitals, or research and development entities, a guarantee of funds for decommissioning costs may be used provided that the guarantee meets the requirements of appendix E to rule 3701:1-40-17 of the Administrative Code. The director may require proof of nonprofit status.</u>	3748.04	Yes, state law	Yes, state law
3701:1-43-13 (A)(7)	Must	The surety or insurance provisions must be as stated in paragraph (A)(2) of this rule	3748.04	Yes, state law	Yes, state law

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3701:1-43-13 (B)	Must	Each decommissioning funding plan must contain a cost estimate for decommissioning	3748.04	Yes, state law	Yes, state law
3701:1-43-13 (B)	Must	The decommissioning funding plan must also contain a certification by the licensee that financial assurance for decommissioning has been provided	3748.04	Yes, state law	Yes, state law
3701:1-43-14 (C)	Shall	Each specific license shall continue in effect and shall be renewed during the decommissioning period until the director notifies the licensee in writing after decommissioning that the license is terminated. During this time, the licensee shall	3748.04	Yes, state law	Yes, state law
3701:1-43-14 (C)	Shall	Each specific license shall continue in effect and shall be renewed during the decommissioning period until the director notifies the licensee in writing after decommissioning that the license is terminated. During this time, the licensee shall	3748.04	Yes, state law	Yes, state law
3701:1-43-14 (C)	Shall	Each specific license shall continue in effect and shall be renewed during the decommissioning period until the director notifies the licensee in writing after decommissioning that the license is terminated. During this time, the licensee shall	3748.04	Yes, state law	Yes, state law
3701:1-43-14 (D)	Shall	A licensee shall provide written notice to the director within sixty days	3748.04	Yes, state law	Yes, state law
3701:1-43-14 (E)	Shall	the licensee shall either	3748.04	Yes, state law	Yes, state law

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3701:1-43-14 (F)	Shall	the licensee shall maintain all decommissioning financial assurances established by the licensee	3748.04	Yes, state law	Yes, state law
3701:1-43-14 (G)	Must	The extension request must be submitted no later than thirty days after the occurrence for which notification is required	3748.04	Yes, state law	Yes, state law
3701:1-43-14 (G)	May not	The director may grant a request to extend the twelve-month time period to submit a decommissioning plan established in paragraph (E)(2) of this rule provided that the director determines that the alternative schedule is necessary to the effective conduct of decommissioning operations and that the extension is not detrimental to the public health and safety or the environment and is otherwise in the public interest. The extension request must be submitted no later than thirty days after the occurrence for which notification is required. Decommissioning set forth in paragraph (E)(2) of this rule may not commence until the director has made a determination on the extension request.	3748.04	Yes, state law	Yes, state law
3701:1-43-14 (H)	Shall	The licensee shall submit a decommissioning plan to the director	3748.04	Yes, state law	Yes, state law
3701:1-43-14 (I)	Shall	A proposed decommissioning plan for a site or separate building, room or outdoor area shall include the following	3748.04	Yes, state law	Yes, state law

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3701:1-43-14 (I)(6)	Shall	the plan shall include a justification for the delay	3748.04	Yes, state law	Yes, state law
3701:1-43-14 (J)	Shall	Except as provided in paragraph (K) of this rule, a licensee shall	3748.04	Yes, state law	Yes, state law
3701:1-43-14 (J)(2)	Shall	the licensee shall request license termination as soon as practicable	3748.04	Yes, state law	Yes, state law
3701:1-43-14 (K)	Shall	the director shall consider the following	3748.04	Yes, state law	Yes, state law
3701:1-43-14 (L)	Shall	After decommissioning the site, the licensee shall	3748.04	Yes, state law	Yes, state law
3701:1-43-14 (L)(2)	Shall	The licensee shall survey and report as follows	3748.04	Yes, state law	Yes, state law
3701:1-43-15 (B)	Shall	The director shall release a site for unrestricted use upon request by the licensee	3748.04	Yes, state law	Yes, state law

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3701:1-43-15 (B)(3)	Must	The sum of the fractions must be less than, or equal to, one to meet this criterion	3748.04	Yes, state law	Yes, state law
3701:1-43-15 (C)	Shall	Persons with a specific license shall comply also with requirements of paragraphs (A)(7) and (A)(8)	3748.04	Yes, state law	Yes, state law
3701:1-43-15 (D)	Shall	Persons with a general license shall also notify the director in writing prior to commencing activities to reclaim the site.	3748.04	Yes, state law	Yes, state law
3701:1-43-15 (D)	Require	Persons with a general license shall also notify the director in writing prior to commencing activities to reclaim the site. Decontamination activities require a specific license.	3748.04	Yes, state law	Yes, state law
3701:1-43-15 (E)	Shall	Actions taken to confine TENORM on site or to remediate sites shall be based on expected longevity-related controls for one thousand years	3748.04	Yes, state law	Yes, state law
3701:1-43-15 (G)	Shall	Other transfers of TENORM shall be in accordance with rule	3748.04	Yes, state law	Yes, state law
3701:1-43-15 (H)	Shall	the licensee shall, within sixty days, provide the following information in writing to the director	3748.04	Yes, state law	Yes, state law

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3701:1-43-16 (A)	Shall	each licensee shall notify the director as soon as possible, but not later than four hours after the discovery of an event	3748.04	Yes, state law	Yes, state law
3701:1-43-16 (B)	Shall	Each licensee shall notify the director within twenty-four hours after the discovery of any of the following events involving licensed material	3748.04	Yes, state law	Yes, state law
3701:1-43-16 (C)	Shall	The licensee shall prepare and submit a report in response to the requirements of this rule as follows	3748.04	Yes, state law	Yes, state law
3701:1-43-16 (C)(1)	Shall	Licensees shall make reports required by paragraphs (A) and (B) of this rule by telephone, to the director	3748.04	Yes, state law	Yes, state law
3701:1-43-16 (C)	Must	To the extent that the information is available at the time of notification, the information provided in these reports must include	3748.04	Yes, state law	Yes, state law
3701:1-43-16 (C)(2)	Shall	Each licensee who makes a report required by paragraph (A) or (B) of this rule shall submit a written follow-up report within thirty days	3748.04	Yes, state law	Yes, state law
3701:1-43-16 (C)(2)	Shall	These written reports shall be sent to the director in the manner specified in rule	3748.04	Yes, state law	Yes, state law

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3701:1-43-16 (C)(1)	Must	The report must include the following	3748.04	Yes, state law	Yes, state law
3701:1-43-16 (C)(2)	Must	<u>Each licensee who makes a report required by paragraph (A) or (B) of this rule shall submit a written follow-up report within thirty days of the initial report. Written reports prepared pursuant to other regulations may be submitted to fulfill this requirement if the report contains all of the necessary information and the appropriate distribution is made. These written reports shall be sent to the director in the manner specified in rule 3701:1-43-04 of the Administrative Code. The report must include the following:</u>	3748.04	Yes, state law	Yes, state law
3701:1-43-16 (E)	Shall	An applicant for a license or a licensee shall notify the director within two working days of information identified by the applicant or licensee	3748.04	Yes, state law	Yes, state law
3701:1-43-17 (A)(1)	Shall	The licensee shall retain each record of receipt of TENORM as long as the material is possessed	3748.04	Yes, state law	Yes, state law
3701:1-43-17 (A)(2)	Shall	The licensee who transferred the material shall retain each record of transfer for three years	3748.04	Yes, state law	Yes, state law
3701:1-43-17 (A)(3)	Shall	The licensee who disposed of the material shall retain each record of disposal of TENORM until the director terminates each license	3748.04	Yes, state law	Yes, state law

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3701:1-43-17 (A)(4)	Shall	The licensee shall keep records of information important to the safe and effective reclamation of a facility	3748.04	Yes, state law	Yes, state law
3701:1-43-17 (A)(4)(b)	Shall	If drawings are not available, the licensee shall substitute appropriate records of available information concerning these areas and locations	3748.04	Yes, state law	Yes, state law
3701:1-43-17 (A)(4)(a)	Must	These records must include any known information on identification of involved radionuclides, quantities, forms and concentrations	3748.04	Yes, state law	Yes, state law
3701:1-43-17 (B)	Shall	the licensee shall retain each record that is required by Chapter 3701:1-38 and Chapter 3701:1-43 of the Administrative Code, or by license condition for the period specified by the appropriate regulation or license condition	3748.04	Yes, state law	Yes, state law
3701:1-43-17 (B)	Must	the record must be retained until the director terminates each license	3748.04	Yes, state law	Yes, state law
3701:1-43-17 (B)	Must	Records such as letters, drawings, specifications, must include all pertinent information such as stamps, initials, and signatures.	3748.04	Yes, state law	Yes, state law
3701:1-43-17 (B)	Shall	The licensee shall maintain adequate safeguards against record tampering and loss	3748.04	Yes, state law	Yes, state law

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3701:1-43-17 (C)	Shall	In the case of a conflict between a record requirement specified in rule and that requirement specified as a license condition, the licensee shall comply with the license condition	3748.04	Yes, state law	Yes, state law
3701:1-43-18 (A)	Shall	A licensee shall dispose of licensed TENORM material in accordance with this rule.	3748.04	Yes, state law	Yes, state law
3701:1-43-18 (A)	Shall	Licensed TENORM material shall be disposed of in one of the following manners	3748.04	Yes, state law	Yes, state law
3701:1-43-18 (B)	Shall	Records of disposal, including manifests for TENORM, shall be maintained	3748.04	Yes, state law	Yes, state law
3701:1-43-18 (C)	Shall not	Purposeful dilution of TENORM waste for the sole purpose of making the waste exempt from the disposal requirements shall not be performed without prior director approval.	3748.04	Yes, state law	Yes, state law
3701:1-43-18 (C)	Shall	shall be used by the director to determine whether or not to approve such a request	3748.04	Yes, state law	Yes, state law
3701:1-43-19 (B)	Shall not	The person shall not transfer or dispose of TENORM possessed or used under the reciprocity agreement provided in paragraph (A) of this rule except by transfer to a person	3748.04	Yes, state law	Yes, state law

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3701:1-43-19 (C)	Shall	A person applying for reciprocity in the state of Ohio as specified in paragraph (A) of this rule shall do the following	3748.04	Yes, state law	Yes, state law
3701:1-43-19 (C)(1)	Shall	the person shall submit on a form provided by the director, an application for reciprocity to conduct the activity in the state of Ohio	3748.04	Yes, state law	Yes, state law
3701:1-43-19 (C)(2)	Shall	The person shall file an amended reciprocity form with the appropriate fee	3748.04	Yes, state law	Yes, state law
3701:1-43-19 (D)	Shall	An Ohio reciprocity agreement shall expire on the last day of December of the same year that the reciprocity agreement was issued	3748.04	Yes, state law	Yes, state law
3701:1-43-19 (E)	Shall	A licensee that is engaging in activities authorized by an Ohio reciprocity agreement shall comply with all terms and conditions of the specific license for which Ohio reciprocity was issued	3748.04	Yes, state law	Yes, state law
3701:1-43-19 (F)	Shall	No person shall engage in the activities authorized by an Ohio reciprocity agreement for more than one hundred eighty days in any calendar year.	3748.04	Yes, state law	Yes, state law
3701:1-54-02 (A)	Shall	each generator shall submit to the director, on forms provided by the director at least ninety days prior, an annual report	3748.04	Yes, state law	Yes, state law

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3701:1-54-02 (B)	Shall	all generators shall pay a fee as follows	3748.04	Yes, state law	Yes, state law
3701:1-54-02 (B)(1)	Shall	the generator shall pay seventy-five cents per cubic foot	3748.04	Yes, state law	Yes, state law
3701:1-54-02 (B)(2)	Shall	the generator shall pay seventy-five cents rather than three dollars and fifty cents per cubic foot for such wastes;	3748.04	Yes, state law	Yes, state law
3701:1-54-02 (B)(3)	Shall	a generator shall pay a per cubic foot surcharge based on the activity of the waste	3748.04	Yes, state law	Yes, state law
3701:1-54-02 (C)	Shall	Notwithstanding paragraph (B) of this rule, if the low-level radioactive waste is high-volume radioactive waste which contains soil, building debris, or rubble typically resulting from decommissioning or decontamination efforts, in an amount containing at least fifty cubic feet, the fee shall be one dollar per cubic yard for such wastes generated during the previous calendar year or for such wastes that have been stored for more than twelve months.	3748.04	Yes, state law	Yes, state law
3701:1-54-02 (D)	Shall	Notwithstanding paragraph (B) of this rule, radioactive waste generated and disposed of in accordance with paragraphs (D) to (G) of rule 3701:1-38-19 of the Administrative Code shall be exempt from the requirements of this rule.	3748.04	Yes, state law	Yes, state law

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3701:1-54-02 (E)	Shall	If the low-level radioactive waste is treated by the generator, the fees specified in paragraphs (B) and (C) of this rule shall be determined based on the volume of waste that remains after treatment. The generator shall certify on a form provided by the director the amount of waste that was sent to a processor and the amount of waste sent back to the generator or disposed of on behalf of the generator.	3748.04	Yes, state law	Yes, state law
3701:1-54-02 (E)	Shall	If the low-level radioactive waste is treated by the generator, the fees specified in paragraphs (B) and (C) of this rule shall be determined based on the volume of waste that remains after treatment. The generator shall certify on a form provided by the director the amount of waste that was sent to a processor and the amount of waste sent back to the generator or disposed of on behalf of the generator.	3748.04	Yes, state law	Yes, state law
3701:1-54-02 (F)	Shall	Paragraphs (B) and (C) of this rule shall be applicable to low-level radioactive waste generated or first placed in storage on or after January 1, 1998. The director shall include a notice on each invoice that the generator may appeal the determination of the fees, provided the generator requests a hearing within thirty days of the date of the invoice.	3748.04	Yes, state law	Yes, state law
3701:1-54-02 (F)	Shall	Paragraphs (B) and (C) of this rule shall be applicable to low-level radioactive waste generated or first placed in storage on or after January 1, 1998. The director shall include a notice on each invoice that the generator may appeal the determination of the fees, provided the generator requests a hearing within thirty days of the date of the invoice.	3748.04	Yes, state law	Yes, state law
3701:1-54-02 (G)	Shall	In accordance with division (H) of section 3748.04 of the Revised Code, any fee that remains unpaid on the ninety-first day after the original invoice date shall be assessed an additional amount equal to ten per cent of the original fee.	3748.04	Yes, state law	Yes, state law

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3701:1-54-02 (H)	Require	<u>The director may annually review, at the generator's location, documentation and information that the generator used to prepare the report and the certification required by paragraphs (A) and (E) of this rule. If the director determines that the documentation and information that the generator used to prepare the report is inadequate to determine the accuracy of the report, the director may issue an order pursuant to division (B)(4) of section 3748.05 of the Revised Code to require the generator to amend the report so that the report is accurate.</u>	3748.04	Yes, state law	Yes, state law
3701:1-54-02 (I)	Shall	Any generator shall, upon the request of the director, provide additional information as required	3748.04	Yes, state law	Yes, state law
3701:1-54-02 (J)	Must	Reports generated in accordance with this rule must be maintained by the licensee	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (A)	Shall	licensed facility shall apply for a license to operate an AIF	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (A)(2)	Must	must comply with paragraphs (B), (C)(1), (C)(2), (C)(4), (C)(5), (C)(7), (C)(9), (D)(3), (D)(4), and (E) to (N) of this rule.	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (C)	Shall	The contents of a license application shall provide sufficient information on the AIF, its operators, and the types of waste held, to provide reasonable assurance that the performance objectives will be met. As a minimum, the applicant shall do the following	3748.04	Yes, state law	Yes, state law

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3701:1-54-03 (C)	Shall	The contents of a license application shall provide sufficient information on the AIF, its operators, and the types of waste held, to provide reasonable assurance that the performance objectives will be met. As a minimum, the applicant shall do the following	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (D)	Shall	The design of an AIF shall provide reasonable assurance	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (D)(1)	Shall	The overall hydrogeologic environment of the site, in combination with engineering design, shall act to minimize and control potential radioactive waste migration into surface water and ground water in the event of an accidental release. Identification and consideration of the hydrogeologic environment shall include, but is not limited to:	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (D)(1)	Shall	The overall hydrogeologic environment of the site, in combination with engineering design, shall act to minimize and control potential radioactive waste migration into surface water and ground water in the event of an accidental release. Identification and consideration of the hydrogeologic environment shall include, but is not limited to:	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (D)(2)	Shall	No new AIF shall be located	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (D)(3)	Shall	The AIF shall be constructed as designed	3748.04	Yes, state law	Yes, state law

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3701:1-54-03 (D)(4)	Shall	The AIF shall include design features to aid in keeping the radioactive waste isolated	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (D)(4)(d)	Shall	Ensure that the AIF shall meet the standards prescribed in ASCE/SEI 7-10 "Minimum Design Loads for Buildings and Other Structures" (3rd printing, 2013) for a Category II facility as defined in the standard. This publication may be purchased from the "American Society of Civil Engineers, 1801 Alexander Bell Drive, Reston, Virginia 20191-4400, telephone (800) 548-2723," or this publication can be viewed at "the Bureau of Radiation Protection library, 246 N. High Street Columbus, Ohio 43215." Facilities that will have containers exceeding a Type A Quantity of radioactive material in normal form, as defined in Chapter 3701:1-50 of the Administrative Code, must meet the criteria for a category III facility as defined in the standard.	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (D)(4)(d)	Must	Ensure that the AIF shall meet the standards prescribed in ASCE/SEI 7-10 "Minimum Design Loads for Buildings and Other Structures" (3rd printing, 2013) for a Category II facility as defined in the standard. This publication may be purchased from the "American Society of Civil Engineers, 1801 Alexander Bell Drive, Reston, Virginia 20191-4400, telephone (800) 548-2723," or this publication can be viewed at "the Bureau of Radiation Protection library, 246 N. High Street Columbus, Ohio 43215." Facilities that will have containers exceeding a Type A Quantity of radioactive material in normal form, as defined in Chapter 3701:1-50 of the Administrative Code, must meet the criteria for a category III facility as defined in the standard.	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (D)(4)(g)	Shall	areas used for the storage of radioactive wastes shall have appropriate ventilation and fire protection systems	3748.04	Yes, state law	Yes, state law

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3701:1-54-03 (D)(4)(i)	Shall	Ensure that the design and operation of the radioactive waste storage area shall be such that radiation levels, concentrations, and potential exposures due to airborne releases during operations are within the limits	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (D)(4)(j)	Shall	Ensure that the design and operation of the AIF shall be compatible with the objectives of the decommissioning funding plan	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (D)(4)(k)	Shall	Ensure that the AIF shall be designed to confine spills.	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (D)(4)(k)	Shall	Independent and diverse engineering barriers shall be provided as necessary to minimize potential releases	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (E)	Shall	The applicant shall provide a description of the site and accurate drawings of the AIF	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (E)	Shall	The descriptions shall address the following features	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (F)	Shall	The applicant shall describe the operations of the AIF	3748.04	Yes, state law	Yes, state law

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3701:1-54-03 (F)(3)	Must	Describe the radiation safety program for control and monitoring of radioactive effluents to ensure compliance with the occupational radiation exposure limits, and to control contamination of personnel, vehicles, equipment, buildings, and the AIF. Routine operations, inadvertent releases, and accidents must be addressed. The program description must include procedures, instrumentation, facilities, and equipment.	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (F)(3)	Must	Describe the radiation safety program for control and monitoring of radioactive effluents to ensure compliance with the occupational radiation exposure limits, and to control contamination of personnel, vehicles, equipment, buildings, and the AIF. Routine operations, inadvertent releases, and accidents must be addressed. The program description must include procedures, instrumentation, facilities, and equipment.	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (F)(4)	Shall	The procedures shall include examination of shipping documents	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (F)(8)	Shall	The AIF operator shall describe:	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (F)(12)	Shall	Each licensee shall have emergency response procedures for radionuclide incidents.	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (F)(12)(a)	Shall	the applicant shall provide all offsite emergency response organizations	3748.04	Yes, state law	Yes, state law

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3701:1-54-03 (F)(12)(b)	Shall	The applicant shall submit copies of any comments received during the comment period to the director	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (G)	Must	To meet the radiation safety requirements the following must be met:	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (G)(1)	Shall	The safety manual shall include a description of personnel monitoring methods	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (G)(2)	Shall	The operating manual shall include procedures to protect the integrity of the waste	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (G)(3)	Shall	An emergency response manual shall include procedures to address likely minor and major accident conditions	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (G)(4)	Shall	The radiation safety program shall incorporate the requirements of Chapters 3701:1-38 and 3701:1-40 of the Administrative Code	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (G)(5)	Shall	The applicant shall describe the program for training personnel	3748.04	Yes, state law	Yes, state law

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3701:1-54-03 (H)(1)	Shall	Radioactive waste shall contain only class A, B, or C waste	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (H)(2)	Shall	Radioactive waste shall meet the waste characteristics of rule 3701:1-54-10	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (H)(3)	Shall	No individual waste container dose rate shall exceed one-tenth mSv/hr (ten mrem/hr) at one meter	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (H)(4)	Shall	The radioactive waste shall be secured from unauthorized access and removal	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (I)	Shall	A radiological environmental monitoring program shall be developed	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (I)	Shall	All applicants shall:	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (J)	Shall	Records and reports shall be developed and maintained	3748.04	Yes, state law	Yes, state law

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3701:1-54-03 (J)(1)	Shall	The licensee shall prepare and send statements to each generator	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (J)(1)	Shall	Both the licensee and the generator shall retain copies of these reports for three years.	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (J)(2)	Shall	The licensee shall prepare and send an annual summary report to the director	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (J)(2)	Shall	The report shall include, at a minimum, a summary of waste in the AIF	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (J)(2)	Shall	The licensee shall retain copies of these reports until the license has been terminated.	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (J)(3)	Shall	The annual report to the generators and the annual summary report shall be completed and submitted to the director	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (K)(2)	Shall	The generator of the radioactive waste shall retain title to the waste	3748.04	Yes, state law	Yes, state law

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3701:1-54-03 (K)(4)	Shall	Each generator shall issue an irrevocable trust to the AIF operator	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (K)(4)	Must	The AIF operator must submit a copy of each trust agreement to the director.	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (K)(4)	Shall	Each trust shall be reviewed and updated every five years.	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (L)(1)	Shall	The licensee shall meet the applicable financial assurance and decommissioning requirements	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (L)(2)	Shall	The AIF shall return radioactive materials to the generator	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (L)(3)	Must	the waste held must be returned to the generators or their designees within ninety days	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (M)(1)	Shall	An AIF license shall be renewed in accordance with	3748.04	Yes, state law	Yes, state law

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3701:1-54-03 (M)(1)	Shall	an existing licensed AIF shall verify compliance with the originally licensed structural design	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (M)(2)	Shall	An AIF license shall be renewed in accordance with Chapter 3701:1-40 of the Administrative Code. During the license renewal process, an existing licensed AIF shall verify compliance with the originally licensed structural design for the originally licensed usage. Any changes from the originally licensed usage or structural design will require a reevaluation of the entire AIF based on current standards.	3748.04	Yes, state law	Yes, state law
3701:1-54-03 (M)(2)	Require	An AIF license shall be renewed in accordance with Chapter 3701:1-40 of the Administrative Code. During the license renewal process, an existing licensed AIF shall verify compliance with the originally licensed structural design for the originally licensed usage. Any changes from the originally licensed usage or structural design will require a reevaluation of the entire AIF based on current standards.	3748.04	Yes, state law	Yes, state law
3701:1-66-02 Introduction	Shall	General statement that facilities shall comply with this rule.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(A)	Shall	Director will set the terms of a variance.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(B)	Shall	No one shall be exposed to the x-ray beam without a physician prescribing it.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-02(D)	Shall not	Radiation-generating equipment shall not be used unless it meets ODH requirements.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(E)	Shall	Radiation-generating equipment shall bear a warning label.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(F)	Shall	Radiation-generating equipment shall meet the following standards	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(F)(1)	Shall	Battery power shall be indicated.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(F)(2)	Shall not	X-ray leakage shall not exceed regulatory limits.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(F)(2)	Shall	Compliance shall be determined by measurements averaged over an area of one hundred square centimeters with no linear dimension greater than twenty centimeters.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(F)(3)	Shall not	The HVL shall not be less than regulatory limits.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-02(F)(3)(a)	Shall	Compliance shall be determined at full charge.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(F)(3)(b)	Shall	HVL shall be determined with all materials permanently between the source and the patient.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(F)(4)	Shall	KVP shall be selectable and prevent exposure is the HVL is not met.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(F)(5)	Shall	The selected tube shall be indicated if a control operates more than one unit.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(F)(5)	Shall	This indication shall be both on the x-ray control panel and for dental equipment at or near the selected tube housing assembly.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(F)(6)	Shall	the tube housing shall be stable and not move during the procedure.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(F)(7)	Shall	Techniques factors shall be indicated.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-02(F)(7)	Shall	If automatic exposure controls are used, the technique factors which are set prior to the exposure shall be indicated.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(F)(7)	Shall	Indication of technique factors shall be visible from the operator's position except in the case of spot films taken during fluoroscopy procedures or dental intraoral or panoral films.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(F)(8)	Shall	All locking, holding and centering devices shall work properly.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(G)(1)	Shall	Technique charts must be provided for each unit.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(G)(1)(a)	Shall	Body part shall be specified.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(G)(1)(b)	Shall	Image receptor shall be specified.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(G)(1)(c)	Shall	Focal distance shall be specified.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-02(G)(1)(d)	Shall	Source to image distance shall be specified.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(G)(2)	Shall	Gonadal shielding shall be used on patients of reproductive age.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(G)(3)	Shall	Only people required for the procedure shall be in the room.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(G)(3)(a)	Shall	Other than the patient no one shall be in the useful beam.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(G)(3)(b)	Shall	People helping shall be protected by a lead apron.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(G)(3)(c)	Shall	Human patients unable to leave the room shall be protected by a lead apron.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(G)(4)(a)	Shall	Mechanical holding devices shall be used when the procedure permits rather than a person.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-02(G)(4)(b)	Shall	Safe operating procedures shall be developed to include a holding procedure.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(G)(4)(b)	Shall	All individuals holding a patient or image receptor during radiation exposures shall be at least eighteen years of age.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(G)(4)(c)	Shall	No one shall routinely hold.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(G)(5)	Shall	Sufficient lead aprons and gloves shall be provided.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(G)(6)	Shall	Radiation workers participating in fluoroscopic, veterinary, or mobile procedures shall wear monitoring badges.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(G)(7)	Shall not	Air kerma values shall not exceed regulatory limits.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(G)(8)(a)	Shall	The fastest film speed shall be used.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-02(G)(8)(a)	Shall not	Film cassettes without intensifying screens shall not be used.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(G)(8)(b)	Shall not	Except for veterinary systems. Radiation generating equipment shall not be used if the source to skin distance is less than 30 cm.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(G)(8)(c)(i)	Shall	Grids shall be properly aligned.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(G)(8)(c)(ii)	Shall	Proper focal distances shall be used.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(G)(9)	Shall	Operators shall stand behind protective barriers.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(G)(10)(a)	Shall	Image shall contain patient ID.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(G)(10)(b)	Shall	Image shall contain exam date.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-02(G)(10)(c)	Shall	Image shall contain operator ID.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(H)(1)(a)(i)	Shall	A radiation expert shall do a shielding calculation for new units.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(H)(1)(a)(ii)	Shall	A radiation expert shall do a shielding calculation for significant increases in workload.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(H)(1)(b)(i)	Shall	Prior to patient use a radiation expert shall perform a radiation survey for newly installed equipment.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(H)(1)(b)(iii)	Shall	A radiation expert shall perform a radiation survey after an increase in workload that exceeds assumptions in the existing survey.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(H)(1)(d)	Shall	Faculties' shall obtain a written report for shielding designs and surveys.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(H)(2)	Shall	No one shall operate equipment without the proper barriers and shielding.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-02(H)(3)	Shall	There shall be a protective barrier for operators.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(H)(4)	Shall	The operator shall have a way to view the patient behind a protective barrier.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(H)(5)	Shall	Two way oral communication shall be provided for CT units.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(I)(1)	Shall	X-ray systems shall be maintained in compliance with 21 CFR Part 1020.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(I)(1)	Shall	Handlers shall maintain documentation of compliance between inspections.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(I)(2)(a)	Shall	Handlers shall maintain user manuals.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(I)(2)(b)	Shall	Handlers shall maintain survey records.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-02(I)(2)(c)	Shall	Handlers shall maintain correspondence with ODH>	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(I)(3)(a)(i)	Shall	Developer tanks shall be rigid, an corrosion resistant.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(I)(3)(a)(ii)	Shall	Solution temperatures shall be maintained.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(I)(3)(a)(ii)	Shall	Film shall be developed in accordance with the time-temperature relationships recommended by the film manufacturer, or, in absence of such recommendations.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(I)(3)(a)(iii)	Shall	Temperature and timing devices shall be used.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(I)(3)(b)(i)	Shall	Film shall be developed following the manufacturer guidelines or the chart provided.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(I)(3)(b)(ii)	Shall	The timer/temperature chart shall be posted in the darkroom.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-02(I)(3)(c)	Shall	Film processing deviations shall be documented.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(I)(3)(d)	Shall	Film processing solutions shall be prepared in accordance with the directions given by the film manufacturer.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(I)(3)(d)	Shall	Processing solutions shall be maintained.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(I)(4)	Shall	Film pass boxes shall be light tight.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(I)(4)	Shall	Pass boxes shall incorporate adequate shielding from stray radiation to prevent exposure of undeveloped film.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(I)(5)(a)	Shall	Dark room shall be light tight all units.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(I)(5)(b)	Shall	Dark room shall be light tight mammography units.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-02(I)(6)	Shall	Dark rooms shall prevent accidental exposure.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(I)(7)	Shall	Film shall be store properly.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(I)(8)	Shall not	Expired film shall not be used.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(I)(9)(a)	Shall	Cassettes shall be cleaned.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(I)(9)(b)	Shall	Cassettes shall be inspected for damage.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(I)(9)(c)	Shall	Cassettes shall be replaced to assure diagnostic quality.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(I)(10)(a)	Shall not	If CR reader is in room plates shall not be read during x-ray exposures.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-02(I)(10)(b)	Shall	CR plates shall be read within 8 hours.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-02(I)(10)(c)	Shall	CR plates shall be shielded from stray radiation.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-03(B)(1)	Shall	Applications shall contain name and address.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-03(B)(2)	Shall	Applications shall include category of requested certification.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-03(B)(3)	Shall	Applications shall include fee.	ORC 3748.04	Yes, state law	Yes, state law
3701:1-66-03(B)(4)	Shall	Applications shall include qualifications.	ORC 3748.04	Yes, state law	Yes, state law
3701:1-66-03(B)(5)	Shall	Applications shall include criminal records.	ORC 3748.04	No, general rulemaking authority	

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3701:1-66-03(B)(6)(b)	Must	Veteran status must not be dishonorable.	ORC 3748.04	Yes, state law	Yes, state law
3701:1-66-03(C)(1)	Shall	An applicant shall be certified.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-03(C)(2)	Shall	An applicant shall be certified.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-03(C)(3)	Shall	An applicant shall be certified.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-03(C)(4)	Shall	An applicant shall be certified.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-03(C)(4)(a)	Shall	Clinical residency shall be completed at an accredited program.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-03(C)(4)(b)	Shall	Individuals shall have one year of work experience under a qualified medical physicist.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-03(D)(1)	Shall	An applicant shall be certified.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-03(D)(2)	Shall	An applicant shall be certified.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-03(D)(3)	Shall	An applicant shall be certified.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-03(E)(1)	Shall	An applicant shall be certified.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-03(E)(2)	Shall	An applicant shall be certified.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-03(E)(3)	Shall	An applicant shall be certified.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-03(F)	Shall	Applicants shall respond to returned application within 20 days.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-03(G)	Shall	Certification shall expire after two years.	ORC 3748.04	Yes, state law	Yes, state law
3701:1-66-03(G)	Shall	Applicants shall renew on or 30 days before expiration.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-03(I)(1)	Shall	Radiation Expert must notify if they are no longer practicing.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-03(I)(2)	Shall	Radiation Expert must provide changes in contact information	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-03(I)(3)	Shall	Radiation Expert must provide updates in hospitals they oversee.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-03(I)(4)	Shall	Radiation Expert must notify ODH of any changes to their application accuracy.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-03(J)	Shall	Applicant must provide information at the Directors request.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-03(K)(1)	Shall	Applicant must complete continuing education requirements.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-03(K)(2)	Shall	Applicant must complete continuing education requirements.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-03(K)(3)	Shall	Applicant must complete continuing education requirements.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-03(K)(4)	Shall	Applicant must complete continuing education requirements.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-03(N)	Shall	Unpaid renewal fees shall be assessed a fine.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-03(P)	Shall	Applicants who fail to renew but reapply within one year shall show proof of continuing education requirements.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(A)	Shall	Each registrant shall develop, implement and maintain a quality assurance program (QAP).	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-04(B)(1)	Shall	The QAP shall include intervals for equipment evaluation.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(B)(2)	Shall	The QAP shall include procedures for maintaining exposure limits.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(B)(3)	Shall	The QAP shall include procedures for notifying the Director of over-exposures.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(B)(4)	Shall	The QAP shall include safe operating procedures.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(B)(5)	Shall	The QAP shall include operator training.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(B)(6)(a)	Shall	The QAP shall include instruction to workers on the location of restricted areas.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(B)(6)(b)	Shall	The QAP shall include instruction to workers on the radiation generating equipment description.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-04(B)(7)	Shall	The QAP shall include quality control tests.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(B)(8)	Shall	The QAP shall include policies on licensure.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(B)(9)	Shall	The QAP shall include policies on dissemination of changes.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(B)(10)	Shall	The QAP shall include employee roles and responsibilities.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(B)(11)	Shall	The QAP shall include policies regarding personnel protection.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(B)(12)	Shall	The QAP shall include policies for pregnant workers.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(B)(13)	Shall	The QAP shall include training for ancillary personnel.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-04(B)(14)	Shall	The QAP shall include training on quality control.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(B)(15)	Shall	The QAP shall include policies for patient protection.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(C)(1)(a)	Shall	Hospitals shall utilize a radiation expert to audit the QAP annually.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(C)(1)(b)	Shall	Hospitals shall utilize a radiation expert to perform quarterly reviews.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(C)(1)(c)	Shall	Hospitals shall utilize a radiation expert to submit required material to ODH annually.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(C)(1)(d)	Shall	Hospitals shall utilize a radiation expert to serve on the quality assurance committee.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(C)(2)	Shall	Hospitals shall post a method for contacting the radiation expert radiation areas.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-04(C)(3)	Shall	Each hospital shall establish a quality assurance committee (QAC).	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(C)(3)	Shall	The members of the quality assurance committee shall be approved by an executive administrator.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(C)(3)(a)	Shall	The QAC shall include a member of the hospitals executive staff.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(C)(3)(b)	Shall	The QAC shall include the IRRP.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(C)(3)(c)	Shall	The QAC shall include a radiologist or radiation oncologist.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(C)(3)(d)	Shall	The QAC shall include the Radiation Expert.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(C)(3)(e)	Shall	the QAC shall include a member or management from each department handling radiation generating equipment.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-04(C)(4)	Shall	The QAC shall meet at least quarterly.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(C)(4)	Must	To establish a quorum at least one-half of the committee's membership must be present either in person or by telecommunication means	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(C)(4)	Must	The meeting must include the individual responsible for radiation protection for the hospital, and the member of the executive administration of the hospital.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(C)(4)	Must	Each member must attend at least one quarterly meeting each calendar year.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(C)(4)	Shall	A record of each meeting shall be maintained and distributed to each member.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(C)(4)(a)	Shall	A record for each meeting shall contain the date of the meeting.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(C)(4)(b)	Shall	A record for each meeting shall contain records of members present at the meeting.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-04(C)(4)(c)	Shall	A record for each meeting shall contain a summary of meeting topics.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(C)(5)(a)	Shall	Each quarter the radiation expert shall submit to the QAC revisions to radiation safety policies.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(C)(5)(b)	Shall	Each quarter the radiation expert shall submit to the QAC review of occupational exposure levels.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(C)(5)(c)	Shall	Each quarter the radiation expert shall submit to the QAC radiation safety incidents.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(C)(5)(d)	Shall	Each quarter the radiation expert shall submit to the QAC radiation generating equipment performance evaluations.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(C)(5)(e)	Shall	Each quarter the radiation expert shall submit to the QAC any corrective action recommendations.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(C)(6)	Shall	The QAP shall be audited annually by the radiation expert (RE).	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-04(C)(6)	Shall	The RE shall develop a written report of findings and submit it to the QAC.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(C)(6)	Shall	The QAC shall review the findings and implement corrective actions.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(C)(6)	Shall	Every audit report shall include a determination of whether the quality assurance program properly addresses the matters described in this rule and whether it is being carried out.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(C)(6)	Shall	The audit report shall become a part of the inspection record.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(D)(1)	Shall	An inventory list shall be provided at the inspection.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(D)(2)	Shall	The QAP shall be provided at the inspection.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(D)(3)	Shall	Data and test results of equipment tests shall be provided at the inspection.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-04(D)(4)	Shall	Incident reports shall be provided at the inspection.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(D)(5)	Shall	Copies of employees licenses shall be provided at the inspection.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-04(D)(6)	Shall	Calibration certificates for equipment used to test the radiation generating equipment shall be provided at the inspection.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(1)	Shall	General purpose radiographic equipment shall have a means for limiting the x-ray field.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(2)	Shall	General purpose radiographic equipment shall have independent stepless adjustment.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(3)	Shall	General purpose radiographic equipment shall have a visually defined light field.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(4)(a)	Shall	General purpose radiographic equipment with a variable limitation device shall have means to indicate the field is perpendicular.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-05(A)(4)(b)	Shall	General purpose radiographic equipment with a variable limitation device shall have means to align the center of the x-ray field to the image receptor.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(4)(c)	Shall	General purpose radiographic equipment with a variable limitation device shall indicate the SID within 2 percent.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(4)(d)	Shall	General purpose radiographic equipment with a variable limitation device shall have a numerically indicated beam limiting device.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(4)(e)	Shall	General purpose radiographic equipment with a variable limitation device shall have compliance measurements made at the image receptor sizes used clinically.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(5)(a)	Shall	General purpose radiographic equipment with only one receptor size shall have a means to limit to field to the receptor size.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(5)(b)	Shall	General purpose radiographic equipment with only one receptor size shall have a means to align the image receptor.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(6)(a)	Shall	General purpose radiographic equipment with only one multiple apertures shall have a means to limit the x-ray field.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-05(A)(6)(b)	Shall	General purpose radiographic equipment with only one multiple apertures shall have a means to align the image receptor.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(7)(a)(i)	Shall	Positive Beam Limitation (PBL) shall prevent production of x-rays if the field exceeds the image receptor by 3 percent.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(7)(a)(ii)	Shall	Positive Beam Limitation (PBL) shall prevent production of x-rays if the sum of the differences for length and width is greater than 4 percent.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(7)(a)(iii)	Shall	Positive Beam Limitation (PBL) shall prevent production of x-rays if the PBL is not designed for the SID used.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(7)(b)(i)	Shall	Compliance shall be determined with the equipment perpendicular.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(7)(b)(ii)	Shall	Compliance shall be determined no sooner than 5 seconds after the insertion of the image receptor.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(7)(c)	Shall	The PBL shall allow for the field size to be less than the image receptor size.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-05(A)(7)(d)	Shall	The PBL shall return to PBL function with a change in the image receptor size.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(7)(d)	Must	Any change of image receptor size or SID must cause an automatic return.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(7)(e)(i)	Shall	The PBL shall function as described in (A)(7) when the following conditions are met: image receptor is permanently mounted.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(7)(e)(ii)	Shall	The PBL shall function as described in (A)(7) when the following conditions are met: image receptor length and width are less than 50 cm.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(7)(e)(iii)	Shall	The PBL shall function as described in (A)(7) when the following conditions are met: when the x-ray beam axis can be moved vertically or horizontally.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(7)(e)(iv)	Shall	The PBL shall function as described in (A)(7) when the following conditions are met: when the x-ray beam axis is perpendicular to the plane of the image receptor.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(7)(e)(v)	Shall	The PBL shall function as described in (A)(7) when the following conditions are met: neither tomographic or stereotactic radiography is performed.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-05(A)(8)	Shall	A device shall be provided that can terminate the x-ray exposure.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(9)(a)	Shall	For radiographic equipment that provides manual exposure control, the operator shall be able to terminate the exposure at any time unless the exposure is 0.5 seconds or less.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(9)(b)	Shall	For radiographic equipment that provides manual exposure control, the operator shall be able to terminate the exposure at any time unless during serial radiography.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(10)(a)	Shall	Automatic Exposure Control (AEC) shall be indicated at the control panel.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(10)(b)	Shall	AEC settings are selected prior to the exposure.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(10)(c)	Shall	For AEC units, a visual signal shall indicate when the exposure is terminated.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(11)	Shall	The control panel shall visually indicate x-rays are being produced.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-05(A)(11)	Shall	An audible signal shall indicate when the exposure has terminated.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(12)	Shall	The exposure control switch shall meet the following requirements	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(12)(a)	Shall	The exposure switch shall be a dead-man type.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(12)(b)	Shall not	It shall not be possible to initiate exposure when the timer is in the off position.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(A)(12)(c)	Shall	The exposure switch shall be permanently mounted.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(B)(1)	Shall	The kVp shall be within plus or minus 10 percent of the indicated value.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(B)(2)	Shall	The timer shall be within plus or minus 10 percent of the indicated value.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-05(B)(2)	Shall	The timing device shall be tested at a minimum of two settings within the operative range of fifty milliseconds to one thousand milliseconds.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(B)(3)(a)	Shall not	The coefficient of variation shall not exceed 0.05 for kVp.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(B)(3)(b)	Shall not	The coefficient of variation shall not exceed 0.05 for time.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(B)(3)(c)	Shall not	The coefficient of variation shall not exceed 0.05 for exposure.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(B)(4)	Shall	The average ratios of exposure to the indicated mA-seconds product obtained at any two consecutive tube current settings shall not differ by more than ten per cent of their sum for equipment having independent selection of the tube current.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(B)(5)	Shall	The average ratios of exposure to the indicated mA-seconds product obtained at any two consecutive tube current settings shall not differ by more than ten per cent of their sum for equipment having a combined x-ray tube current.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(B)(6)	Shall	This rules states how (B)(4) and (5) should be expressed.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-05(C)	Shall	The useful beam shall be limited to the area of clinical interest.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(D)(1)(a)	Shall	Mobile and portable systems used continuously in an area for more than a week shall have the exposure switch permanently mounted in a protected area.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(D)(1)(b)	Shall	Mobile and portable systems used less than a week shall have a protective barrier.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(D)(2)	Shall	Mobile and portable systems shall limit the air kerma to 0.26 microgray in one minute at 5 cm from the surface.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(D)(3)	Shall	Mobile and portable systems shall use a tube stand or mechanical support. The tube housing shall not be hand held.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(E)	Shall not	Handlers of stationary veterinary radiographic equipment shall not be required to comply with the requirements of paragraph (I)(4) of rule 3701:1-66-02 of the Administrative Code.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(E)	Shall	Stationary veterinary equipment shall have a protective barrier or lead aprons shall be provided.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-05(F)	Shall	Handlers of mobile or portable veterinary radiographic equipment shall not be required to comply with the requirements of paragraph (I) of rule 3701:1-66-02 of the Administrative Code.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(F)	Shall	Mobile or portable veterinary equipment shall have a protective barrier or lead aprons shall be provided.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(G)	Shall not	Handlers of certified veterinary radiation-generating equipment specifically designed by the manufacturer to be hand-held during radiographic exposures shall not be required to comply with the requirements of paragraph (I) of rule 3701:1-66-02 of the Administrative Code.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(G)(1)	Shall	Hand-held veterinary equipment shall only be used for intraoral and extremity or small animal purposes.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(G)(2)	Shall	Registrants with hand-held veterinary equipment shall develop and implement examination specific source to image distances.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(G)(3)	Shall	Operators of hand-held veterinary equipment shall wear a lead apron.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(G)(4)	Shall	Back-scatter shields shall be utilized.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-05(G)(5)	Shall	Storage procedures shall be developed.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(G)(6)	Shall not	Hand-held veterinary equipment shall not be used in hallways or waiting rooms.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(G)(7)(a)	Shall	Training for hand-held veterinary equipment shall include: policies prohibiting placing any body part in the beam.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(G)(7)(b)	Shall	Training for hand-held veterinary equipment shall include: proper use of source to image distance.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(G)(7)(c)	Shall	Training for hand-held veterinary equipment shall include: protective apparel use.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(G)(7)(d)	Shall	Training for hand-held veterinary equipment shall include: storage and security procedures.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-05(G)(7)(e)	Shall	Training for hand-held veterinary equipment shall include: use of dead-man switch and software safety devices.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-06(A)(1)(a)	Shall	Dental intraoral equipment shall limit the source to skin distance to not less than 18 cm above 50 kVp.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(A)(1)(b)	Shall	Dental intraoral equipment shall limit the source to skin distance to not less than 10 cm at 50 kVp.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(A)(2)	Shall	Dental intraoral equipment shall contain the x-ray field to a diameter of no more than 7 cm at minimum source to skin distance.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(A)(3)	Shall	Dental intraoral equipment shall have a means to terminate exposure.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(A)(4)(a)	Shall	Dental intraoral exposure switches shall be a dead-man type.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(A)(4)(b)	Shall	Operators shall be able to terminate the exposure.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(A)(4)(c)	Shall	It shall not be possible to initiate exposure when the timer is in the off position.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-06(A)(5)	Shall	The kVp shall be within plus or minus 10 percent of the indicated value.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(A)(6)	Shall	The time shall be within plus or minus 10 percent of the indicated value.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(A)(6)	Shall	The timing device shall be tested at a minimum of two settings within the operative range of fifty milliseconds to one thousand milliseconds.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(A)(7)	Shall	There shall be visual indication of x-ray exposure.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(A)(7)	Shall	Certified equipment shall provide audible indication to the operator while x-rays are produced or on termination of the exposure.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(A)(8)	Shall not	The coefficient of variation for the kVp, time, and exposure shall not exceed 0.05.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(B)(1)	Shall	Intraoral and panoral units shall be provided with primary barriers at all areas struck by the useful beam.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-06(B)(2)	Shall	When intraoral or panoral units are in adjacent patient occupied rooms or areas, protective barriers shall be provided between the rooms or areas.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(B)(3)	Shall	Intraoral and panoral units shall be provided with a protective barrier for the operator or shall be so arranged that the operator is located at a minimum distance of six feet from the patient and out of the useful beam.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(B)(3)	Shall	The operator shall view the patient during the exposure.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(B)(4)	Shall	A viewing system shall be provided for the operator being a protective barrier.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(C)	Shall not	Handlers of dental equipment shall not permit any individual to hold any part of the x-ray tube housing, cone, or mechanical support of the x-ray tube during exposure.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(D)	Shall	Handlers of dental equipment shall comply with 66-02 and 66-04.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(E)(1)	Shall	Handlers of dental panoral equipment shall comply with all requirements of paragraphs (A) to (D) of this rule, except for paragraphs (A)(1) and (A)(2) of this rule.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-06(E)(1)	Shall	Dental panoramic equipment shall be certified pursuant to 21 CFR part 1020.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(E)(2)	Shall	The x-ray field shall be limited to the dimensions of the slit in the image receptor holder or limited to the dimensions of the active portion of the image receptor.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(F)	Shall	Handlers of extraoral dental equipment shall comply with paragraphs (A) and (B) of this rule.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(G)	Shall not	Fluoroscopy shall not be used for dental purposes.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(G)	Shall	Handlers of image intensified fluoroscopic equipment shall comply with the applicable requirements of rule 3701:1-66-07 of the Administrative Code and be included in the registrant's quality assurance program as specified in rule 3701:1-66-04 of the Administrative Code.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(H)	Shall	Handlers of dental CT equipment shall comply with 66-10 and 66-04.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(I)	Shall	Handlers of hand-held radiation-generating equipment used for dental procedures shall meet the requirements of paragraphs (A), (B), and (D) of this rule.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-06(I)(1)	Shall	Handlers of hand-held dental equipment shall develop safe operating procedures to address: using the equipment for intraoral purposes only.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(I)(2)	Shall	Handlers of hand-held dental equipment shall develop safe operating procedures to address: wearing a lead apron.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(I)(3)	Shall	Handlers of hand-held dental equipment shall develop safe operating procedures to address: using a back-scatter shield.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(I)(4)	Shall	Handlers of hand-held dental equipment shall develop safe operating procedures to address: policies for storage and security.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(I)(5)	Shall	Handlers of hand-held dental equipment shall develop safe operating procedures to address: operator training.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(J)	Shall not	Dental equipment operating below 50 kVp shall not be used.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(K)	Shall	Dental veterinary equipment shall comply with paragraphs (A)(1), (E), and (J) of this rule.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-06(K)	Shall	The beam shall be limited to the area of clinical interest.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-06(L)	Shall	Dental veterinary equipment shall comply with paragraph (F) of this rule.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(1)(a)	Shall not	Fluoroscopy equipment source to skin distance shall not be less than 38 cm for stationary equipment.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(1)(b)	Shall not	Fluoroscopy equipment source to skin distance shall not be less than 30 cm for mobile equipment.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(1)(c)	Shall not	Fluoroscopy equipment source to skin distance shall not be less than 19 cm for c-arm type equipment.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(2)	Shall	Spacer cones shall be used unless they interfere with the procedure.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(3)	Shall	Fluoroscopy equipment shall be provided with a primary protective barrier that intercepts the entire cross section of the useful beam.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-07(A)(4)	Shall	Fluoroscopy equipment shall be image intensified.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(5)(a)(i)	Shall	Fluoroscopy equipment manufactured after June 10, 2006 shall ensure that neither the length nor width of the x-ray field in the plane of the image receptor shall exceed that of the visible area of the image receptor by more than three per cent of the SID.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(5)(a)(ii)	Shall	For rectangular x-ray fields used with circular image receptors, the error in alignment shall be determined along the length and width dimensions of the x-ray field which pass through the center of the visible area of the image receptor.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(5)(b)(i)	Shall	Circular image receptor - When any linear dimension of the visible area of the image receptor measured through the center of the visible area is: Less than or equal to thirty-four centimeters in any direction, at least eighty per cent of the area of the x-ray field shall overlap the visible area of the image receptor.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(5)(b)(ii)	Shall	Circular image receptor - When any linear dimension of the visible area of the image receptor measured through the center of the visible area is: Greater than thirty-four centimeters in any direction, the x-ray field measured along the direction of greatest misalignment with the visible area of the image receptor shall not extend beyond the edge of the visible area of the image receptor by more than two centimeters.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(5)(c)(i)	Shall	Rectangular image receptor - Neither the length nor the width of the x-ray field in the plane of the image receptor shall exceed that of the visible area of the image receptor by more than three per cent of the SID.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-07(A)(5)(c)(ii)	Shall	Rectangular image receptor - The error in alignment shall be determined along the length and width dimensions of the x-ray field which pass through the center of the visible area of the image receptor.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(5)(d)	Shall	Each such system failure override switch shall be clearly labeled: "For X-ray Field Limitation System Failure"	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(5)(e)	Shall	Beam-limiting devices shall be provided with a means for stepless adjustment of the x-ray field.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(5)(f)	Shall	Stepless adjustment shall, at the greatest SID, provide continuous field sizes from the maximum obtainable to a field size of five centimeters by five centimeters or less.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(6)(a)	Shall	Fluoroscopic timers shall provide a means to preset the cumulative timer.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(6)(a)	Shall not	The maximum cumulative timer shall not exceed 5 minutes without resetting.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(6)(b)	Shall	The timer shall terminate the exposure or emit a signal audible to the operator when the exposure time reaches a maximum of five minutes.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-07(A)(6)(b)	Shall	The signal shall continue to sound while x-rays are produced until the timer is reset.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(6)(c)(i)	Shall	For x-ray controls manufactured on or after June 10, 2006, there shall be provided for each fluoroscopic tube: A display of the fluoroscopic irradiation time at the operator's working position	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(6)(c)(i)	Shall	This display shall function independently of the audible signal.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(6)(c)(i)(a)	Shall	When the x-ray tube is activated, the fluoroscopic irradiation time in minutes and tenths of minutes shall be continuously displayed and updated at least once every six seconds.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(6)(c)(i)(b)	Shall	The fluoroscopic irradiation time shall also be displayed within six seconds of termination of an exposure and remain displayed until reset.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(6)(c)(i)(c)	Shall	Means shall be provided to reset the display to zero prior to the beginning of a new examination or procedure.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(6)(c)(ii)	Shall	A signal audible to the operator shall sound for each passage of five minutes of fluoroscopic irradiation time during an examination or procedure.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-07(A)(6)(c)(ii)	Shall	The signal shall sound until manually reset or, if automatically reset, for at least two seconds.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(7)	Shall	X-ray production in the fluoroscopic mode shall be controlled by a device which requires continuous pressure by the operator for the entire time of any exposure.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(7)	Shall	When recording serial fluoroscopic images, the operator shall be able to terminate the x-ray exposure at any time, but means may be provided to permit completion of any single exposure of the series in progress.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(8)(a)	Shall not	Fluoroscopic equipment provided with only automatic exposure rate control, or provided with both automatic exposure rate control and manual mode capabilities, shall not exceed an air kerma rate of eighty-eight milli-gray per minute	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(8)(b)	Shall not	Fluoroscopic equipment provided with only manual mode capabilities shall not exceed an air kerma rate of forty-four milli-gray per minute	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(8)(c)	Shall not	For fluoroscopic equipment that is provided with high-level control, and the high-level control is activated, the air kerma rate shall not exceed one hundred seventy-six milli-gray per minute	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(8)(c)(i)	Shall	Special means of activation of high level control, such as manual pressure applied continuously by the operator, shall be required to avoid accidental use.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-07(A)(8)(c)(ii)	Shall	A continuous signal audible to the operator shall indicate that high level control is being employed.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(9)	Shall	During fluoroscopy and cinefluorography the x-ray tube potential and current shall be continuously indicated.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(10)	Shall	For undertable fluoroscopic equipment, a shielding device of at least 0.25 millimeter lead equivalent shall cover the bucky-slot.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(11)	Shall	For undertable fluoroscopic equipment, protective drapes, or other devices, at least 0.25 millimeter lead equivalent shall be provided between the patient and the individual operating the fluoroscopic equipment.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(11)	Shall not	Protective drapes shall not substitute for wearing required protective apparel.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(12)(a)	Shall	Radiography using the fluoroscopic imaging assembly shall be provided between the source and the patient which will automatically limit the x-ray field at the time the exposure is initiated to no more than the portion of the image receptor selected by the operator.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(12)(a)	Shall not	If the x-ray field size is less than the size of the selected portion of the image receptor, the field size shall not open automatically to the size of the selected portion of the image receptor unless the operator has selected such a mode of operation.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-07(A)(12)(b)	Shall	Radiography using the fluoroscopic imaging assembly, neither the length nor the width of the x-ray field in the plane of the image receptor shall differ from the corresponding dimensions of the selected portion of the image receptor by more than three per cent of the SID.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(12)(c)	Shall	Radiography using the fluoroscopic imaging assembly, the center of the x-ray field in the plane of the image receptor shall be aligned with the center of the selected portion of the image receptor to within two per cent of the SID.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(12)(d)	Shall	Radiography using the fluoroscopic imaging assembly means shall be provided to reduce the x-ray field size in the plane of the image receptor to a size smaller than the selected portion of the image receptor.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(12)(d)	Shall not	The minimum field size at the greatest SID shall not exceed five centimeters by five centimeters.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(13)(a)	Shall	Fluoroscopic equipment manufactured on or after June 10, 2006 shall display the number of images produced per unit time is greater than six images per second.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(13)(a)	Shall	The AKR in milligrays per minute shall be continuously displayed and updated at least once every second.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(13)(b)	Shall	Fluoroscopic equipment manufactured on or after June 10, 2006 shall display the cumulative air kerma in units of milligrays either within five seconds of termination of an exposure or displayed continuously and updated at least once every five seconds.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-07(A)(13)(c)	Shall	Fluoroscopic equipment manufactured on or after June 10, 2006 shall clearly distinguish the AKR and cumulative air kerma values.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(13)(d)	Shall	The AKR and cumulative air kerma shall represent the value for conditions of free-in-air irradiation at one of the following reference locations specified according to the type of fluoroscope.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(13)(d)(i)	Shall	For fluoroscopes with x-ray source below the x-ray table, x-ray source above the table, or of lateral type, the reference location shall be the respective locations specified in paragraph (C)(6)(a), (C)(6)(b) or (C)(6)(d) of this rule.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(13)(d)(ii)	Shall	For C-arm fluoroscopes, the reference location shall be fifteen centimeters from the isocenter toward the x-ray source along the beam axis.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(13)(d)(ii)	Shall	The reference location shall be at a point specified by the manufacturer to represent the location of the intersection of the x-ray beam with the patient's skin.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(13)(e)	Shall	Means shall be provided to reset to zero the display of cumulative air kerma prior to the commencement of a new examination or procedure.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(A)(13)(f)	Shall not	The displayed AKR and cumulative air kerma shall not deviate from the actual values by more than plus or minus thirty-five percent.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-07(B)(1)	Shall	Any individual who is in the room during the fluoroscopic procedure.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(B)(2)	Shall	Protective lead or lead equivalent gloves shall be used by individuals who are required to have their hands in or near the useful beam.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(B)(3)	Shall	Individuals who perform fluoroscopic procedures on human beings shall hold a radiographer license or shall be a licensed practitioner.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(B)(4)(a)	Shall	Handlers of fluoroscopic equipment used for interventional or cardiac procedures or on pediatric or pregnant patients shall maintain a record cumulative air kerma or dose area product used for each examination.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(B)(4)(b)(i)	Shall	or, shall record the mode of operation such as high-level or pulsed mode.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(B)(4)(b)(ii)	Shall	or, shall record the cumulative exposure time.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(B)(4)(b)(iii)	Shall	or, shall record the number of radiographs.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-07(C)(1)	Shall	Handlers shall designate and utilize a radiation expert who shall develop in writing and perform fluoroscopic image quality evaluations appropriate for the fluoroscopic equipment.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(C)(2)(a)	Shall	Handlers shall utilize a radiation expert to perform the following: Radiographic device tests to determine compliance with allowable limits as specified in paragraph (A)(12) of this rule.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(C)(2)(b)	Shall	Handlers shall utilize a radiation expert to perform the following: Fluoroscopic image quality evaluations as specified in paragraph (C)(1) of this rule.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(C)(2)(c)	Shall	Handlers shall utilize a radiation expert to perform the following: Air kerma rate tests as specified in paragraph (C)(6) of this rule.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(C)(3)	Shall	Tests shall be performed annually by a radiation expert.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(C)(4)	Shall	After repair or replacement of any component of the fluoroscopic equipment which may alter the radiation output or image quality, prior to patient use, a radiation expert shall perform and document measurements of air kerma rates as specified in paragraph (C)(6) of this rule and image quality as specified in paragraph (C)(1).	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(C)(4)(b)	Shall	The radiation expert shall provide the criteria for qualifying designees in the quality assurance program.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-07(C)(4)(c)	Shall	The radiation expert's approval of the test results shall be documented	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(C)(5)(a)	Shall	Test results shall include technique factors.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(C)(5)(b)	Shall	Test results shall include the individual performing the measurements.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(C)(5)(c)	Shall	Tests results shall include the date.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(C)(5)(d)	Shall	Test results shall be maintained for review.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(C)(6)(a)	Shall	If the source is below the x-ray table, the air kerma rate shall be measured at one centimeter above the tabletop or cradle.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(C)(6)(b)	Shall	If the source is above the x-ray table, the air kerma rate shall be measured at thirty centimeters above the tabletop with the end of the beam limiting device or spacer positioned as closely as possible to the point of measurement.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-07(C)(6)(c)	Shall	For c-arm type fluoroscopic equipment, the air kerma rate shall be measured at thirty centimeters from the input surface of the image receptor with the source positioned at any SID.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(C)(6)(d)	Shall	For fixed SID lateral fluoroscopes attached to the x-ray table, the maximum air kerma rate shall be measured at a point fifteen centimeters from the centerline of the x-ray table and in the direction of the x-ray source with the end of the beam-limiting device or spacer positioned as closely as possible to the point of measurement	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(C)(6)(e)	Shall	For c-arm type fluoroscopic equipment having a SID less than forty-five centimeters, the air kerma rate shall be determined at the minimum SSD.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(C)(6)(f)	Shall	The maximum air kerma rate shall be determined with the kVp, mA and/or other selectable parameters adjusted to those settings which give the maximum air kerma rate.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(C)(6)(f)	Shall	X-ray systems that incorporate automatic exposure control shall have sufficient attenuative material placed in the useful beam to produce the maximum exposure rate of the system.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(D)	Shall not	handlers of mobile fluoroscopic equipment shall not be required to comply with the requirements of paragraphs (A)(10), and (A)(11) of this rule and paragraph (I) of rule 3701:1-66-02 of the Administrative Code.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-07(E)	Shall not	Handlers of c-arm fluoroscopic equipment having a maximum SID less than forty-five centimeters shall not be required to comply with the requirements of paragraphs (A)(5)(e), (A)(5)(f), (A)(10), (A)(11), and (A)(12) of this rule and paragraph (I) of rule 3701:1-66-02 of the Administrative Code.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(E)	Shall not	The handler shall not be required to comply with the requirements of paragraph (B)(1) of this rule.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(F)	Shall	All individuals operating fluoroscopic equipment, and individuals likely to receive an annual effective dose equivalent in excess of one millisievert (one hundred millirem) from participating in fluoroscopic procedures, shall receive at least two hours of radiation protection training specific to fluoroscopy	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(F)	Shall	Individuals shall receive one hour of re-training whenever the individual receives in excess of thirty per cent of the allowable occupational dose measured over one calendar year.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(G)	Shall	The training required by paragraph (F) of this rule shall be provided by an Ohio registrant, approved by the registrant's designated radiation expert,	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(G)	Shall	Training shall be specific to the type of fluoroscopic equipment used	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(G)	Shall	Documentation of the training shall be maintained.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-07(G)(1)	Shall	Training shall include principles of operation.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(G)(2)	Shall	Training shall include fluoroscopic outputs.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(G)(3)	Shall	Training shall include dose reduction techniques.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-07(G)(4)	Shall	Training shall include review of safe operating procedures.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-08	Shall	Handlers of mammography radiation-generating equipment that uses either stationary or mobile installations , shall comply with all applicable standards in 21 C.F.R. 1020.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-08(A)	Shall	A facility performing screening or diagnostic mammography shall have a valid certificate issued by the U.S. department of health and human services, pursuant to the Mammography Quality Standards Reauthorization Act of 1998, Public Law 105-248, and 21 C.F.R. Part 900	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-08(B)	Shall	Handlers of all types of mammography radiation-generating equipment shall comply with the shielding requirements in paragraphs (I)(2) to (I)(4) of rule 3701:1-66-02 of the Administrative Code.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-08(C)(1)	Shall	Clinical films shall be processed as soon as possible, but not to exceed twenty-four hours from the time the first clinical image is taken.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-08(C)(1)(a)	Shall	Facilities utilizing batch processing shall use a container to transport clinical films that will protect the film from exposure to light, excessive heat and radiation.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-08(C)(1)(b)	Shall	Facilities utilizing batch processing shall maintain a log to include date and identification of each patient, time of first exposure of each batch, and date and time of each batch processing.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-08(C)(2)	Shall	An individual, other than a licensed practitioner, operating any type of mammography equipment on human beings shall possess an Ohio radiographer license.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-08(C)(2)(a)	Shall	Individuals shall have documented evidence of having completed sixteen hours of structured education in mammography, or	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-08(C)(2)(b)	Shall	Proof of advanced certification in mammography issued to the operator by the "American Registry of Radiologic Technology."	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-08(D)	Shall	The facility shall maintain phantom and quality control images for three months	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-08(E)	Shall	Radiation-generating equipment designed for mammography but used exclusively for radiography of tissue from a biopsy, shall be exempt from paragraphs (A) to (D) of this rule, and shall comply with the requirements set forth in paragraphs (A), (F), (H)(1), (I)(2), (I)(3) and (J) of this rule.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-08(F)	Shall	Radiation-generating equipment used for radiography of tissue from a biopsy and equipped with an x-ray tube enclosure designed to exclude personnel from its interior during x-ray generation shall be exempt from paragraphs (A) to (E) of this rule, and shall comply with the requirements set forth in paragraph (H)(2) of rule 3701:1-68-03 of the Administrative Code.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-08(G)	Shall	Quality control testing by a medical physicist shall be conducted on mammography radiation-generating equipment used for invasive localization or having stereotactically-guided breast biopsy capability.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-08(G)	Shall	Quality control testing for stereotactically-guided breast biopsy equipment shall follow the "American College of Radiology (ACR) Practice Guideline for the Performance of Stereotactically Guided Breast Interventional Procedures"	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-08(G)(1)	Shall	The medical physicist shall meet the requirements of the aforementioned ACR guideline.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-08(G)(2)	Shall	The medical physicist shall document and verify that the facility is taking proper corrective actions when results of the quality control tests indicate the need.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-10(A)(1)	Shall	The operator shall be able to terminate x-ray exposure at any time during a scan, or series of scans under CT radiation-generating equipment control of greater than 0.5 second duration.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(A)(2)	Shall	In the case of premature termination of the x-ray exposure by the operator, the CT radiation-generating equipment shall require the operator to reset CT conditions of operation prior to the initiation of another scan.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(A)(3)	Shall	The CT x-ray control and gantry shall provide visual indication whenever x-rays are produced.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(A)(4)	Shall	If the x-ray production period is less than 0.5 second, the indication of x-ray production shall be actuated for at least 0.5 second.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(A)(4)	Shall	Visual indicators at or near the gantry shall be discernible from any point external to the patient opening where insertion of any part of the human body into the primary beam is possible.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(A)(5)	Shall	Each emergency button or switch shall be clearly labeled as to its function.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(A)(6)	Shall	The CT radiation-generating equipment shall be designed such that the CT conditions of operation are indicated prior to the initiation of a scan or a scan sequence.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-10(A)(7)	Shall	The indicated table increment shall not deviate from the actual table increment by more than one millimeter.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(A)(8)	Shall	Means shall be provided to permit visual determination of the location of the tomographic plane or a reference plane. A reference plane may be offset from the location of the tomographic plane(s).	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(A)(9)	Shall	If a device using a light source is used to satisfy paragraph (A)(8) of this rule, the light source shall provide illumination levels sufficient to permit visual determination of the location of the tomographic plane or reference plane under ambient light conditions of up to five hundred lux.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(A)(10)	Shall	(10) The total error in the indicated location of the tomographic plane or reference plane shall not exceed five millimeters.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(A)(11)	Shall	(11) Mobile CT radiation-generating equipment permanently mounted on a base with wheels or castors for moving while completely assembled shall be provided with curtains of not less than 0.25 millimeter lead equivalent that completely surrounds the gantry bore during exposures.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(B)(1)	Shall	Techniques shall be provided in the vicinity of the control panel or on a pre-programmed menu.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(B)(2)(a)	Shall not	The limits of radiation dose shall not exceed a volume computed tomography dose index CTDIvol of: Eighty milligray (eight rad) for the facility's routine adult head scan.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-10(B)(2)(b)	Shall not	The limits of radiation dose shall not exceed a volume computed tomography dose index CTDIvol of: Thirty milligray (three rad) for the facility's routine adult or seventy kilogram (one hundred fifty-four pound) abdomen scan.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(B)(2)(c)	Shall not	The limits of radiation dose shall not exceed a volume computed tomography dose index CTDIvol of: Twenty milligray (two rad) for the facility's routine pediatric five-year old or eighteen kilogram (forty pound) abdomen scan.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(B)(2)(d)	Shall not	The limits of radiation dose shall not exceed a volume computed tomography dose index CTDIvol of: Forty milligray (four rad) for the facility's routine (one-year old) pediatric head scan.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(B)(3)	Shall	If the results of the quality control tests, the image quality evaluations, or the radiation dose measurements exceed a tolerance limit established by a radiation expert, use of the CT radiation-generating equipment on patients shall be limited to those uses permitted by written instruction of a radiation expert.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(B)(4)	Shall	Operators of CT radiation-generating equipment used on humans shall possess an Ohio radiologic license.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(C)	Shall	Handlers of CT radiation-generating equipment shall comply with the following quality assurance requirements:	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(C)(1)	Shall	The registrant shall designate and utilize a radiation expert.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-10(C)(1)(a)(i)	Shall	The radiation expert shall perform measurements upon installation.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(C)(1)(a)(ii)	Shall	The radiation expert shall perform measurements after repair.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(C)(1)(a)(ii)(B)	Shall	The criteria for qualifying the designees shall be specified by a radiation expert in the quality assurance program.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(C)(1)(a)(ii)(C)	Shall	The radiation expert's approval of the test results shall be documented.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(C)(1)(b)	Shall	The radiation expert shall perform measurement annually.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(C)(1)(c)	Shall	The radiation expert shall develop written procedures to include system conditions and tolerance limits for the evaluation of image quality.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(C)(1)(c)	Shall	The procedures shall incorporate the use of a CT phantom which has the capability of providing an indication of CT number accuracy for at least three materials, noise, image thickness, alignment light accuracy, and the resolution capability of the system for low and high contrast objects.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-10(C)(1)(d)	Shall	The radiation expert shall perform evaluations of image quality according to the written procedures upon installation and prior to scanning patients and at least annually.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(C)(1)(e)	Shall	The radiation shall approve the quality control program conducted by the CT technologist.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(C)(2)	Shall	Written records of all image quality evaluations and radiation dose measurements shall be maintained between inspections.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(C)(3)	Shall	The images for quality shall be retained until a new image quality evaluation is performed.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(C)(4)	Shall	In consultation with a radiation expert, develop and implement a written program for radiation dose optimization and scan protocol review.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(C)(4)	Must	The protocol review must include perfusion studies, if performed.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(C)(4)	Shall	The written program shall be audited by a radiation expert on an annual basis, not to exceed a fourteen month period.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-10(C)(5)	Shall	Radiation dose measurements shall be performed using clinical protocols representative of the utilization of the CT unit.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(C)(5)	Must	If protocols are estimated, measurements must be based on a sample of actual patient data.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(C)(5)(a)	Shall	Radiation dose measurements shall be expressed in terms of CTDIvol.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(C)(5)(b)	Shall	Radiation dose measurements shall be performed using a CT dosimetry phantom.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(C)(5)(b)(i)	Shall	The CT dosimetry phantom shall be a right circular cylinder of a material having approximate tissue equivalence of one gram per cubic centimeter.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(C)(5)(b)(i)	Shall	The phantom shall be at least fourteen centimeters in length and shall have diameters of thirty-two centimeters for measuring radiation dose from the adult abdomen scan protocol and sixteen centimeters for measuring radiation dose from the head and pediatric abdomen scan protocols.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(C)(5)(b)(ii)	Shall	The CT dosimetry phantom shall provide a means for the placement of a dosimeter along the axis of rotation and along a line parallel to the axis of rotation on the outer surface or within one centimeter from the outer surface and within the phantom.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-10(C)(5)(b)(iii)	Shall	Any effects on the doses measured due to the removal of phantom material to accommodate dosimeters shall be accounted for through appropriate corrections to the reported data or included in the statement of maximum deviation for the values obtained using the phantom.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(C)(5)(b)(iv)	Shall	All dose measurements shall be performed with the CT dosimetry phantom placed on the patient couch or support device without additional attenuation materials present.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(C)(5)(c)	Shall	Radiation dose measurements shall be performed with a calibrated dosimetry system.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(C)(5)(c)	Shall	The calibration of such system shall be traceable to a national standard, or cross-calibrated with a dosimetry system whose calibration is traceable to a national standard.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(C)(5)(c)	Shall	Records of these calibrations shall be readily available for review upon inspection.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(C)(5)(c)	Shall	The dosimetry system shall have been calibrated within the preceding two years.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(C)(5)(d)	Shall	If an alternate dosimetry method is used, a radiation expert shall document the procedures in the written quality assurance program.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-10(D)(1)	Shall	Handlers of CBCT units shall develop and implement a written quality control testing program to include test procedures, test frequencies, and tolerance limits.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(D)(2)	Must	The written quality control program must include an annual testing component to be performed by a radiation expert.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(D)(2)	Must	This annual testing component must be performed upon installation of new CBCT units and annually thereafter, not to exceed fourteen months.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(D)(3)	Must	The annual tests to be performed by a radiation expert must include an assessment of radiation dose and an evaluation of image quality.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(D)(4)	Shall	Records of all quality control tests shall be documented and retained between inspections.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(D)(6)	Shall	SPECT/CT and PET/CT units used exclusively for hybrid imaging shall be in compliance with paragraph (B)(2) of this rule if protocols used to scan the head satisfy the limits of paragraph (B)(2)(a) of this rule and protocols used to scan the abdomen satisfy the limits of paragraph (B)(2)(b) of this rule.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-10(E)	Shall	Micro-CT units equipped with an x-ray tube enclosure designed to exclude personnel from its interior during x-ray generation shall be exempt from paragraphs (A) to (D) of this rule, and shall comply with the requirements set forth in paragraph (H)(2) of rule 3701:1-68-03 of the Administrative Code.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-11(A)	Shall	Handlers of bone densitometry equipment shall assure that the equipment is certified by the manufacturer in accordance with the requirements of 21 C.F.R. 1010.2	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-11(B)(1)	Shall	The operator shall be positioned at least one meter (3.3 feet) from the primary beam or behind a protective barrier containing a minimum of 0.25 millimeter of lead equivalent materials.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-11(B)(2)	Shall	Operators of bone densitometry equipment shall possess an Ohio radiologic license in accordance with rules in Chapter 3701-72 of the Administrative Code.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-11(C)(1)	Shall	The quality assurance program shall include quality control test records.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-11(C)(1)	Shall	Records shall be maintained between inspections.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-11(C)(1)(a)	Shall	Records shall include: A list of the tests to be performed.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-11(C)(1)(b)	Shall	Records shall include: The frequency of performance.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-11(C)(1)(c)	Shall	Records shall include: The acceptability limits for each test	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-11(C)(1)(d)	Shall	Records shall include: A brief description of the procedures and test equipment to be used for each test.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-11(C)(2)	Shall	Handler shall maintain a readily available copy of the manufacturer's operating manual.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-11(C)(3)	Shall	The operator shall advise the patient that the bone densitometry examination is a type of x-ray procedure.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(A)(1)	Shall	"Ambient dose equivalent area product (ADAP)" shall be determined using the American National Standards Institute publication "ANSI/HPS N 43.17 -2009 Radiation Safety for Personnel Security Screening Systems Using X-Ray or Gamma Radiation."	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(B)	Shall	Security screening systems shall meet the following equipment standards:	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(B)(1)	Shall	Indicators that light only when a scan is in process shall be provided and clearly visible to all security screening system operators and anyone approaching the restricted area.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-16(B)(2)	Shall	Power to the system shall be controlled by a key switch.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(B)(3)	Shall	A device shall be available to terminate x-ray exposure at any time during a scan.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(B)(4)	Shall	Access panels to x-ray source and detector shall be provided with at least one safety interlock.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(B)(5)	Must	Operational safety interlocks must terminate the x-ray exposure in the event of any system problem that could result in abnormal or unintended radiation emission.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(B)(6)	Must	Following any premature termination, the security screening system must prohibit resumption of x-ray generation until the normal control sequence is reset for a new scan.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(B)(7)	Shall	Equipment designed to control the exposure output using multiple modes of operation shall indicate the selected mode prior to each scan.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(B)(8)	May not	Technique factors may not be adjustable.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-16(B)(8)	Shall	Technique factors shall be preset by the manufacturer for each mode of operation.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(B)(9)	Shall	A means shall be provided to terminate the exposure at a preset time interval or exposure.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(B)(10)	Shall not	When the x-ray tube is operated at its maximum rated tube current for the maximum kilovoltage, the leakage dose shall not be greater than 2.5 microsievert (0.25 millirem) in any one hour at any point thirty centimeters from any external surface.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(B)(11)	Shall	The primary x-ray beam shall be attenuated by at least one millimeter of aluminum- equivalent total filtration.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(C)(1)	Shall	No individual shall be exposed to the useful beam unless authorized by a law enforcement agency for security benefit.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(C)(1)	Shall	No individual shall be exposed to the useful beam for demonstration or frivolous purposes.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(C)(2)	Shall	The individual responsible for radiation protection shall ensure that all operators are trained in the safe operation of the security screening systems.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-16(C)(3)	Shall not	Any radiation-generating equipment that does not meet the provisions set forth in this rule shall not be used to irradiate individuals unless the director determines that the continued use will not pose a radiation risk and arrangements have been made to promptly correct the deficiency.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(C)(4)	Shall	The handler shall follow the manufacturer's recommended maintenance schedule.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(C)(5)	Shall	Radiation-generating equipment shall bear a warning label on the control panel or by the exposure switch which cautions individuals that radiation is produced when it is energized.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(C)(6)	Shall	All position locking, holding, and centering devices on radiation-generating equipment components shall function as designed by the manufacturer.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(D)	Shall	Handlers of security screening systems shall comply with the requirements of rule 3701:1-66-04 of the Administrative Code, except for paragraphs (B)(8), (B)(15), (C) and (D)(5)	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(D)(1)	Shall	The written quality assurance program shall include: a policy prohibiting the frivolous use of security screening systems where no security benefit is to be derived.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(D)(2)	Shall	The written quality assurance program shall include: a policy requiring individuals undergoing screening to be positioned facing away from the source of radiation when using transmission security screening systems.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-16(D)(3)	Shall	The written quality assurance program shall include: a policy prohibiting the exposure of pregnant individuals.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(D)(4)	Shall	The written quality assurance program shall include: a policy prohibiting the exposure of minors.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(D)(5)	Shall	The written quality assurance program shall include: Policy that operator training must follow the topics listed in the "Personnel Training" section of the American National Standards Institute publication "ANSI/HPS N 43.17	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(D)(6)(a)	Shall not	The reference effective dose shall not exceed 0.25 microsievert (25 microrem) per screening for general use systems.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(D)(6)(b)	Shall not	The reference effective dose shall not exceed Two hundred fifty microsievert (twenty five millirem) over any twelve month period for general use systems.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(D)(7)(a)	Shall not	The reference effective dose shall not exceed 0.10 microsievert (1 microrem) per screening for limited use systems.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(D)(7)(b)	Shall not	The reference effective dose shall not exceed Two hundred fifty microsievert (twenty five millirem) over any twelve month period for limited use systems.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-16(D)(8)(a)	Shall not	The ADAP shall not exceed 0.03 microsievert per square meter (three microrem per square meter) per scan for general use equipment.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(D)(8)(b)	Shall not	The total number of scans received at the facility in a twelve month period does not exceed N, where N = seventy five microsievert per square meter per ADAP (seven thousand five hundred microrem per square meter per ADAP).	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(D)(9)(a)	Shall not	The ADAP shall not exceed three microsievert per square meter (three hundred microrem per square meter) per scan for limited use equipment.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(D)(9)(b)	Shall not	The total number of scans received at the facility in a twelve month period does not exceed N, where N = seventy five microsievert per square meter per ADAP (seven thousand five hundred microrem per square meter per ADAP).	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(E)(1)	Shall	A clearly marked restricted area shall be established.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(E)(1)	May not	The dose outside of the restricted area may not exceed twenty microsievert (two millirem) in any one hour.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(E)(2)	Shall	A means shall be provided for the operator responsible for initiating the scan to maintain a full visual surveillance of the screening and restricted area.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-16(E)(3)	Shall	Engineering or administrative controls shall be provided to ensure that individuals do not reenter the scanning area from the exit while x-rays are being produced.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(F)(1)	Shall	Reference effective dose limits as specified in paragraphs (D)(6) and (D)(7) of this rule and ADAP as specified in paragraphs (D)(8) and (D)(9) of this rule shall be determined using the American National Standards Institute publication "ANSI/HPS N 43.17 upon installation.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(F)(2)	Shall	Reference effective dose limits as specified in paragraphs (D)(6) and (D)(7) of this rule and ADAP as specified in paragraphs (D)(8) and (D)(9) of this rule shall be determined using the American National Standards Institute publication "ANSI/HPS N 43.17 annually.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(F)(3)	Shall	Reference effective dose limits as specified in paragraphs (D)(6) and (D)(7) of this rule and ADAP as specified in paragraphs (D)(8) and (D)(9) of this rule shall be determined using the American National Standards Institute publication "ANSI/HPS N 43.17 after maintenance or change that affect ADAP.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(G)	Shall not	Screening systems capable of delivering an effective dose greater than ten microsievert (one millirem) per scan shall not be used for non-medical screening of human beings for security purposes.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-16(H)	Shall	The terms, conditions, and expiration of the variance shall be set forth in writing by the director.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-66-17(A)	Shall not	Any person proposing to conduct a self-referral screening program using radiation-generating equipment shall not initiate such a program without prior approval by the department.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-17(A)	Shall	When requesting such approval, that person shall submit information on a form prescribed by the department.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-17(A)	Shall	If any information submitted to the department becomes invalid or not current, the department shall be immediately notified in writing.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-66-17(B)	Shall	Any research using radiation-generating equipment on human beings shall be approved by an institutional review board (IRB) as required by June 23, 2005, Title 45, CFR, Part 46 and April 1, 2014, Title 21, CFR, Part 56.	ORC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(A)	Shall	The handler shall be responsible for directing the operation of the therapy equipment.	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(A)	Shall	The handler shall ensure that the requirements of Chapter 3701:1-67 of the Administrative Code are met in the operation of the therapy equipment.	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(B)	Shall not	Therapy equipment that does not meet the provisions of rules within Chapter 3701:1-67 of the Administrative Code shall not be used for irradiation of patients.	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-02(C)(1)	Shall	Handler shall require the physician or veterinarian who authorizes use of the therapy equipment to be certified in one of the following:	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(C)(2)	Shall	Handler shall require the physician or veterinarian who authorizes use of the therapy equipment to be in active practice of therapeutic radiology	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(C)(2)	Shall	Handler shall require the physician or veterinarian who authorizes use of the therapy equipment to have completed two hundred hours of instruction in basic radiation techniques applicable to the use of an external beam radiation therapy unit	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(C)(2)	Shall	Handler shall require the physician or veterinarian who authorizes use of the therapy equipment to have five hundred hours of supervised work experience, and supervised clinical experience.	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(C)(2)(a)(i)	Shall	The classroom and laboratory training shall include radiation physics and instrumentation;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(C)(2)(a)(ii)	Shall	The classroom and laboratory training shall include radiation protection;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(C)(2)(a)(iii)	Shall	The classroom and laboratory training shall include mathematics pertaining to the use and measurement of ionization radiation	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-02(C)(2)(a)(iv)	Shall	The classroom and laboratory training shall include radiation biology	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(C)(2)(b)	Shall	To satisfy the requirement for supervised work experience, training shall be under the supervision of a board certified authorized user who meets the qualifications of paragraph (C)(1) of this rule	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02((C)(2)(b)(i)	Shall	The supervised work experience training shall include review of the calibration measurements and quality assurance performance testing;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02((C)(2)(b)(ii)	Shall	The supervised work experience training shall include evaluation of prepared treatment plans and calculation of treatment times/patient treatment settings	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02((C)(2)(b)(iii)	Shall	The supervised work experience training shall include using administrative controls to prevent misadministrations;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02((C)(2)(b)(iv)	Shall	The supervised work experience training shall include implementing emergency procedures to be followed in the event of the abnormal operation of an external beam radiation therapy unit or console	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02((C)(2)(b)(v)	Shall	The supervised work experience training shall include checking and using radiation survey meters	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:-1-67-02(C)((2)(c)	Shall	Training shall include one year in a formal training program.	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:-1-67-02(C)((2)(c)	Shall	Training shall include an additional two years of clinical experience in therapeutic radiology under the supervision of an authorized user.	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(C)(2)(c)(i)	Must	The one year in a formal training program be approved	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(C)(2)(c)(ii)(a)	Shall	The additional two years of clinical experience in therapeutic radiology under the supervision of an authorized user shall include examining patients and reviewing their case histories to determine their suitability for external beam radiation therapy treatment, and any limitations or contraindications;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(C)(2)(c)(ii)(b)	Shall	The additional two years of clinical experience in therapeutic radiology under the supervision of an authorized user shall include selecting proper dose and how it is to be administered;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(C)(2)(c)(ii)(c)	Shall	The additional two years of clinical experience in therapeutic radiology under the supervision of an authorized user shall include calculating the therapy equipment doses and collaborating with the authorized user in the review of patients' progress and consideration of the need to modify originally prescribed doses and treatment plans as warranted by patients' reaction to radiation;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-02(C)(2)(c)(ii)(d)	Shall	The additional two years of clinical experience in therapeutic radiology under the supervision of an authorized user shall include post-administration follow-up and review of case histories.	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(C)(2)(c)(ii)(d) numbering error should be (e)	Shall	The additional two years of clinical experience in therapeutic radiology under the supervision of an authorized user shall include for veterinary radiation oncology, completion of a formal training program approved by the "Executive Council" of the "American College of Veterinary Radiology" shall satisfy the requirement for supervised clinical experience.	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(C)(2)(d)	Shall	requires completion of a formal training program approved by the American College of Veterinary Radiology to satisfy supervised clinical experience	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(D)	Shall	requires handlers to have a qualified medical physicist	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(D)(4)(b)(i)	Shall	training requirements for medical physicist	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(D)(4)(b)(ii)	Shall	requires qualified medical physicist to supervise training	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-02(E)	Shall	Every individual who performs radiation therapy procedures on human beings shall be a licensed practitioner or hold a valid radiation therapist license as required by Chapter 3701-72 of the Administrative Code.	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(E)	Shall	The names and training of all personnel currently operating therapy equipment shall be kept on file at the facility.	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(E)	Shall	Information on former operators shall be retained for a period of at least three years beyond the last date they were authorized to operate the therapy equipment at that facility.	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(F)	Shall	requires safe operating procedures to be developed and posted in the control area	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(F)(1)	Shall not	requires therapy equipment to met requirements or not be used	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(F)(2)	Shall not	requires therapy equipment to be secured when not attended	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(F)(3)	Shall	requires mechanical support or restraining devices for patients	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-02(F)(4)	Shall	requires radiation therapy equipment to have a light that shows the radiation field	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(F)(4)	Shall not	requires therapy equipment not to be used if light field indicator is not operational	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(F)(5)	Shall not	requires therapy equipment not to be used if viewing system is not operational	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(F)(6)	Shall not	requires therapy equipment not be used if two-way communication is not possible	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(F)(7)	Shall	requires therapy equipment to be operated as designed	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(F)(8)	Shall	requires no one other than the patient to be in the treatment room during irradiation	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(F)(8)	Shall	for therapy equipment under 150 kV, requires any individual other than patient to be protected by a barrier if in treatment room during irradiation	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-02(F)(9)	Shall not	requires the tube housing not to be held during operation	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(F)(9)	Shall	requires holders of tube if under 50 kV to wear protective lead gloves and lead apron	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701::1-67-02(H)	Shall not	requires exposure for only medical purposes and a written physician's order	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701::1-67-02(H)	Prohibit	specifically prohibits deliberate exposure of an individual for training, demonstration or other non-medical purposes	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(I)	Shall	requires all individuals to be instructed in and comply with quality management program	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(J)	Shall	requires handlers to maintain information for each piece of therapy equipment	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(J)(2)	Must	requires records of all surveys, calibrations and quality assurance performance testing as well as names of people who perform such activities	RC 3748.04		

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3701:1-67-02(K)	Shall	requires all records to be retained until disposal is authorized by department	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(K)	Shall	requires all records to be retained until the next inspection	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(L)	Shall	requires safe operating procedures to address how the medical physicist is to be contacted	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-02(M)	Shall not	to grant a variance, requires handler to show this request does not result in a health or safety risk	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-04(A)	Shall	requires a quality management program	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-04(B)	Shall	The quality management program shall address, as a minimum, the following specific objectives regarding written directives:	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-04(B)(1)	Must	requires written directive be dated and signed by a physician or veterinarian authorizing its use prior to the administration of radiation	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-04(B)(2)	Must	requires written directive contain the patient or human research subject's name, they type and energy of the beam, total dose, dose per fraction, treatment site, and number of fractions	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-04(B)(3)	Shall	The quality management program shall address, the following specific objectives regarding written directives: a written revision to an existing written directive may be made provided that the revision is dated and signed by an authorized user prior to the administration of the therapy equipment dose, or the next fractional dose;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-04(B)(4)	Shall	requires written directive to be kept for seven years	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-04(C)(1)	Shall	The handler shall develop, implement, and maintain for the duration of the registration, written procedures to provide high confidence that prior to the administration of each radiation treatment, the patient's or human research subject's identity is verified by more than one method as the individual named in the written directive	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-04(C)(2)	Shall	The handler shall develop, implement, and maintain for the duration of the registration, written procedures to provide high confidence that each administration is in accordance with the written directive;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-04(C)(3)	Shall	The handler shall develop, implement, and maintain for the duration of the registration, written procedures to provide high confidence that the final plans of treatment and related calculations are in accordance with the respective written directives by:	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-05	Shall	Handlers shall comply with the following	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(A)	Shall not	The leakage air kerma rate shall not exceed the value specified at the distance specified for that classification of therapy equipment.	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(A)(1)	Shall not	requires tube leakage for 5 kv to 50 kv systems not to exceed 1 mGy at 5 cm	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(A)(2)	Shall not	requires tube leakage for 50 kv to 1 MV systems not to exceed 1Rad at 1 meter	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(A)(2)	Shall not	requires tube leakage for 50 kV to 1 MV systems not to exceed 30 Rad per hour at 5cm	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(A)(3)	Shall	requires handlers to determine leakage radiation and maintain records for inspection	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(B)	Shall	requires diaphragms or cones used to provide same attenuation as tube housing assembly	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-05(C)(1)	Shall not	requires beam limiting devices, diaphragms, cones or blocks not to transmit more than 5% as required by tube housing	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(C)(2)	Shall	requires adjustable beam limiting devices position and shape to be indicated by a light beam	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(D)	Shall	requirements for design of filter system for therapy equipment	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(D)(3)	Shall not	requires filter slot air kerma rate not to exceed 1 Rad	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(D)(4)	Shall	requires filter material and thickness to be indicated	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(E)(1)	Shall	requires x-ray tube to be mount so it does not turn or slide	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(E)(2)	Shall	requires tube housing to be capable of being immobilized	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-05(F)	Shall	requires tube assembly source location to be marked to within 5mm	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(F)	Shall	requires tube assembly source location markings to readily accessible	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(G)	Shall	requires contact therapy tube housing assemblies to have removable shield material	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(H)	Shall	requires a control device to terminate the irradiation after a pre-set time	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(H)(1)	Shall	requires a timer display	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(H)(1)	Shall	requires timer to a pre-set time selector and elapsed time or time remaining indicator	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(H)(2)	Shall	requires timer to be cumulative and activate the beam-on indicator	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-05(H)(2)	Shall	requires timer to reset after termination and before reinitiated	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(H)(3)	Shall	requires timer to terminate after a pre-selected time has elapsed	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(H)(4)	Shall	requires timer to be accurate	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(H)(5)	Shall not	does not allow timer to expose if set at zero	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(H)(6)	Shall not	does not allow timer to activate until shutter is opened	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(H)(7)	Shall	requires timer accurate to within 1% of selected value or 1 second	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(I)	Shall	requirements for control system	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-05(J)(1)	Shall	require control system to activate only 1 x-ray tube at a time	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(J)(2)	Shall	requires control panel to identify which x-ray tube is selected	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(J)(3)	Shall	requires an indication at tube housing assembly when selected	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(K)	Shall	requires a means to determine the target to skin distance to within 1 cm	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(L)	Shall	requires x-ray beam to be attenuated by a shutter	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(L)	Shall	requires the shutter to be controlled by the operator when operating	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(L)	Shall	requires an indication of shutter position at the control panel	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-05(M)	Shall	requires the filtration to be clearly labeled at the control panel	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-05(M)	Shall	requires a permanent warning device on the control panel when filtration is not present	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06	Shall	requires handlers to comply with rules	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(A)	Shall	requires therapy equipment acceptance testing to be preformed	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(A)	Shall	requires all therapy equipment to be tested to ensure compliance with standards	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(A)	Shall	requires retesting with modifications made to equipment	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
6701:1-67-06(B)	Shall not	requires leakage radiation not to exceed manufacturer specifications	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-06(B)(1)	Shall not	requires absorbed dose due to leakage radiation not to exceed a maximum %	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(B)(1)	Shall	requires measurements to averaged over a certain area	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(B)(2)	Shall not	requirement for absorbed dose due to leakage radiation	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(B)(2)	Shall	requires measurements to be average of 100 square cm	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(B)(3)	Shall	requires evidence of product conformity assessment to assure compliance with the rule	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(B)(3)	Shall	requires parameters referenced to comply with IEC	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(B)(4)	Shall	requires handlers to assure leakage radiation meets requirements in this rule	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-06(B)(4)	Shall	require records of leakage radiation to be maintained for inspection	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(C)	Shall not	requires leakage radiation not to exceed manufacturer specifications	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(C)(1)	Shall	requires beam limiting devices for photon radiation to attenuate the useful beam	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(C)(1)	Shall not	requirements for maximum absorbed dose in area shielded by beam limiting device	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(C)(2)	Shall	requires beam limiting devices for electron radiation to attenuate the useful beam	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(C)(2)(a)	Shall not	requires 2% maximum absorbed dose limit to apply beyond a 7 centimeters line	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(C)(2)(b)	Shall not	requires 10% maximum limit beyond a line 2 centimeters outside periphery of useful beam	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-06(C)(3)(a)	Shall	requires photon radiation through beam limiting device to be blocked by least 2 10th valve layers	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(C)(3)(a)	Shall	requires each set of beam limiting devices for photon radiation leakage radiation to be measured separately	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(C)(3)(a)	Shall	requires leakage radiation each photon radiation beam limiting device to be measured independently	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(C)(3)(a)	Shall	requires photon radiation measurements using a radiation detector not to exceed 10 square cm	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(C)(3)(b)	Shall	requires electron radiation to be measured through the electron applicator with the electron beam directed in air	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(C)(3)(b)	Shall	requires measurements to be made using 1 cm of water equivalent material	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(D)	Shall	requires filters to comply with rule	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-06(D)(1)	Shall	requires removable wedge to be clearly marked with an identification number	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(D)(1)	Shall	requires removable wedge angle to appear	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(D)(1)	Shall	requires transmission factor to be redetermined if wedge or wedge tray is damaged	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(D)(2)	Shall	requires foil or filter to be removed by authorized service personnel only	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(D)(3)(a)	Shall not	requires wedge to be selected before irradiation is possible	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(D)(3)(b)	Shall	requires an interlock system to prevent irradiation if selected filter is not in correct position	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(D)(3)(c)	Shall	requires a display to be provided at the treatment control panel showing wedges, filter or foil in use	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-06(D)(3)(d)	Shall	requires an interlock to prevent irradiation if filter or foil selection for operation does not agree with filter or foil selection via treatment control system	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(E)	Shall	requires stray radiation to be in compliance with International Electrotechnical Commission document and if parameters are met considered in compliance	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(F)	Shall	requires a redundant beam monitoring system	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(F)	Shall	requires a detector to be fixed in the useful beam to indicate dose rate	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(F)(1)	Shall	requires beam monitoring system to provide an independently powered dose meter	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(F)(2)	Shall	requirements for the detector and detector system	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(F)(2)(a)	Shall	requires each detector to	RC 3748.04		

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3701:1-67-06(F)(2)(b)	Shall	requires the beam monitoring system to be capable of monitoring, interrupting and terminating irradiation	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(F)(2)(c)	Shall	design requirements for beam monitoring systems for equipment manufactured after Jun 2013	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(F)(2)(c)(i)	Shall not	requirement for malfunctioning of one system not affect the correct functioning of the other system	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(F)(2)(c)(ii)	Shall	requires system to terminate irradiation or prevent initiation of radiation if system fails	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(F)(2)(d)	Shall	requires legible treatment control system display	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(F)(2)(d)	Shall	requirements for display system manufactured after February 2001	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(F)(2)(d)(iv)	Shall	requires in event of power failure, beam monitoring information displayed by control system at the time of failure to be retrievable in at least one system for a 20 minute period of time	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-06(G)	Shall	requirements for beam symmetry	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(G)(1)	Shall	requires a bent-beam linear accelerator with beam flattening filter(s) to be provided with auxiliary device(s) to monitor beam symmetry	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(G)(2)	Shall	requires devices to be able to detect field asymmetry greater than ten per cent	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(G)(3)	Shall	requires devices to be configured to terminate irradiation if specifications cannot be maintained	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(H)	Shall	requirements for the selection and display of monitor units	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(H)(1)	Shall not	requires a new selection of number of monitor units to be made via treatment control system before irradiation	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(H)(2)	Shall	requires pre-selected number of monitor units to be displayed by treatment control system	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-06(H)(3)	Shall	after termination of irradiation, requires the dosimeter display to be reset before subsequent treatment can be initiated	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(H)(4)	Shall	For equipment manufactured after June 2013, requires the operator to reset the pre-selected monitor units before new irradiation can be initiated	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(I)	Shall	requires a system for to provide air kerma rate or absorbed dose rate calculations for equipment manufactured after June 2013	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(I)(1)	Shall	requires monitor unit rate to be displayed by control system	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(I)(2)	Shall	requires a device which terminates irradiation when rate exceeds value twice the maximum	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(I)(2)	Shall	requires a record to be maintained of the dose rate at which irradiation termination	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(I)(3)	Shall	requires a device which terminates irradiation if excess absorbed dose exceeds 4 Gy	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-06(I)(4)	Shall	requires handlers to determine or obtain maximum dose rate values	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(I)(4)	Shall	requires records of maximum values to be maintained for inspections	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(J)	Shall	requirement for termination of irradiation by beam monitoring systems	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(J)(1)	Shall	requires termination of irradiation when pre-selected number of monitor units set has been detected	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(J)(2)	Shall	requires a secondary system capable of terminating irradiation when not more than 15% or 40 monitor units above pre-selected number set has been detected	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(J)(3)	Shall	requires treatment control system to show which monitoring system terminated irradiation	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(K)	Shall	requires the operator's position to be able to terminate irradiation at any time	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-06(L)	Shall	requires it to be possible to interrupt irradiation at any time from the treatment control panel	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(L)	Shall	requires it to be possible to restart irradiation by operator without any reselection of operating conditions	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(L)	Shall	requires automatic termination if irradiation and equipment movement are changed	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(M)	Shall	requires control system to terminate irradiation after pe-set interval	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(M)(1)	Shall	requires a timer on the treatment control system display	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(M)(1)	Shall	requires the timer to have a pre-set time selector and an elapsed time indicator	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(M)(2)	Shall	requires the timer to cumulative and activate with beam-on indication	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-06(M)(2)	Shall	requires timer to be reset after irradiation is terminated	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(M)(3)	Shall	requires timer to terminate after pre-set time has elapsed	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(N)	Shall	requirement for therapy equipment capable of both x-ray and electron therapy	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(N)(1)	Shall not	requires radiation type to be selected before irradiation	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(N)(2)	Shall	requires radiation type selected to be displayed by the treatment control system before and doing exposure	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(N)(3)	Shall	requires an interlock system to be provided to assure only radiation type selected is emitted	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(N)(4)	Shall	requires an interlock system to be provided to prevent irradiation with x-rays when electron applicators are fitted	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-06(N)(5)	Shall	requires an interlock system to prevent irradiation with electrons when accessories specific for x-ray are fitted	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(N)(6)	Shall	requires and interlock system be provided to prevent irradiation if selected operations carried out in the treatment room do not agree with operations selected via the treatment control system	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(O)	Shall	requirements for therapy equipment capable of generating radiation beams of different entries	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(O)(!)	Shall	requires selection of energy to be made via the treatment control system before irradiation	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(O)(2)	Shall	requires nominal energy value selected be displayed by control system until reset manually	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(O)(2)	Shall	requires nominal energy value to be reset after termination before subsequent treatment can be initiated	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(O)(3)	Shall	requires appropriate flattening filter or foil to be in proper location before irradiation	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-06(O)(4)	Shall	requires selection of energy to be in compliance with International Electrotechnical Commission document	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(O)(4)	Shall	requires evidence of product CA parameters referenced in rule to be meet to be considered adequate	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(P)	Shall	requirements for equipment capable of stationary beam and moving beam radiation therapy	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(P)(1)	Shall not	requires selection of stationary or moving beam therapy before irradiation at the control system	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(P)(2)	Shall	requires mode of operation to be displayed by treatment control system	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(P)(3)	Shall	requires interlock system to ensure equipment operates only in mode selected	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(P)(4)	Shall	requires interlock system to prevent irradiation if selected parameter in treatment room does not agree with parameter displayed on control system	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-06(P)(5)	Shall	requires moving beam radiation be controlled to obtain selected relationships between incremental monitors units and movement	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(P)(5)(a)	Shall	requires interlock system to terminate irradiation if number of monitor units delivered in 10 degrees of rotation differs by more than 20% of selected value	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(P)(5)(b)	Shall	requires monitor units delivered not to differ by less than 5% from value selected	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(P)(5)(c)	Shall	requires an interlock be provided to prevent motion of more than 5% beyond selected limit	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(P)(5)(d)	Shall	requires interlock be provided to a selection of direction be made via the control panel	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(P)(5)(e)	Shall	requires moving beam radiation therapy to be controlled with both primary position sensors and secondary position sensors	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(P)(6)	Shall	requires beam monitor system to terminate irradiation as required in rule	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-06(P)(7)	Shall	requires interlock system be provided to terminate irradiation if movement	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-06(Q)	Shall	requires control panel to have a warning label which cautions individuals that radiation is produced when energized	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-07(A)	Shall	requires calibrated portable survey equipment at each location	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-07(A)	Shall	requires survey meters to be operable and calibrated	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-07(B)	Shall	requires survey meter to have been calibrated before use and at intervals not to exceed 12 months	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-07(C)	Shall	requirements for survey instruments	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-07(D)	Shall	requirements to satisfy paragraph C of this rule	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-07(F)	Shall	requires handlers to retain records of each calibration for 3 years	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-07(F)	Shall	requirements of what the records shall contain	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-07(G)	Shall	requires a calibrated primary dosimetry system be available for use	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-07(G)	Shall	requires system to be calibrated by NIST or AAOM accredited lab	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-07(G)	Shall	requires calibration be preformed within 24 months or after service	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-07(G)(1)	Shall	requires dosimetry system for beam energies greater than 1MV to be calibrated for cobalt-60	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-07(G)(2)	Shall	requires dosimetry system for beam energies less than or equal to 1MV to be calibrated for appropriate energy range	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-07(H)	Shall	requirements for calibrating or comparing secondary dosimetry systems within 12 months and after service	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-07(I)	Shall	requires handlers to retain records of each calibration for duration of registration	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-07(I)(1)	Shall	For each calibration or comparison, the record shall include the date	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-07(I)(2)	Shall	For each calibration or comparison, the record shall include the manufacturers' names, model numbers, and serial numbers of the instruments that were calibrated or compared;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-07(I)(3)	Shall	For each calibration or comparison, the record shall include the correction factors that were determined	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-07(I)(4)	Shall	For each calibration or comparison, the record shall include the names of the individuals who performed the calibration or comparison;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-07(I)(5)	Shall	For each calibration or comparison, the record shall include evidence that any comparison was performed by, or under the direct supervision and in the physical presence of, a qualified medical physicist.	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-08(A)	Shall	requires shielding designs and surveys	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(A)(1)	Shall	requires all wall, floor, and ceilings area to be primary barriers	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(A)(2)	Shall	requires secondary barriers for all wall, floor and ceiling areas not having primary barriers	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(B)(1)	Shall	requires viewing system to be located so that the operator can observe from the control panel	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(B)(2)	Shall	requires therapy equipment not be used if at least one viewing system is not operable	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(C)	Shall	requirements for treatment rooms above 150 kV	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(C)(1)	Shall	requires all protective barriers to be fixed	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-08(C)(2)	Shall	requires control panel to be outside treatment room	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(C)(3)	Shall	requires interlocks at all entrance doors	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(C)(3)	Shall	requires interlocks to entrance doors be closed before treatments	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(C)(3)	Shall	requires door to be closed before restarting a treatment after door is opened	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(D)	Shall	requirements for therapy equipment above 1 mV	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(D)(1)(a)	Shall	The control panel shall be located outside the treatment room	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(D)(1)(b)	Shall	The control panel shall provide an indication of whether electrical power is available at the control panel and if activation of the radiation is possible	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-08(D)(1)(c)	Shall	The control panel shall provide an indication of whether radiation is being produced;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(D)(1)(d)	Shall	The control panel shall include an access control or locking device that will prevent unauthorized use of the therapy equipment	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(D)(2)	Shall	requires treatment room doors to be provided with observable warning lights	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(D)(3)	Shall	requires interlocks for all access controls to be activated before treatment can be initiated or continued	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(D)(3)	Shall not	requires operations to be manually reset before irradiation can be initiated	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(D)(4)	Shall	requires interlocks to be provided to prevent production of radiation unless beam interceptor is in place	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(D)(5)	Shall	requires at least one emergency power cutoff switch in the therapy room	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-08(D)(5)	Shall	requires emergency power cutoff to terminate all electrical power	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(D)(5)	Shall	requires emergency power cutoff switches to be manually reset	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(D)(6)	Shall	requires safety interlocks be designed so any defect or component failure terminates operation	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(E)	Shall	requires a qualified medical physicist to design and verify that the shielding is adequate	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(F)	Shall	requires facility design to be submitted to the department prior to installation of the therapy equipment	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(F)	Shall	requirements for information that needs to be submitted	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(G)	Shall	requires operable calibrated survey meters to be used for the radiation protection surveys	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-08(H)	Shall	requires that radiation protection survey to be performed by a qualified medical physicist	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(I)(1)	Shall	The qualified medical physicist shall verify that Radiation levels in restricted areas are not likely to cause personnel exposures in excess of the limits specified in rule 3701:1-38-12 of the Administrative Code;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(I)(2)	Shall	The qualified medical physicist shall verify that Radiation levels in unrestricted areas do not exceed the limits specified in rule 3701:1-38-13 of the Administrative Code	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(J)	Shall	requires the radiation protection survey to be completed prior to medical use	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(J)(1)	Shall	requires the radiation protection survey to be completed prior to medical use after making any change in the treatment room shielding	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(J)(2)	Shall	requires the radiation protection survey to be completed prior to medical use after making any change in the location of the therapy equipment within the treatment room	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(J)(3)	Shall	requires the radiation protection survey to be completed prior to medical use After relocating the therapy equipment	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-08(J)(4)	Shall	requires the radiation protection survey to be completed prior to medical use before using the therapy equipment in a manner that could result in increased radiation levels in areas outside the external beam radiation therapy treatment room	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(J)(5)	Shall	requires the radiation protection survey to be completed prior to medical use after changes are made to the therapy equipment, the therapy equipment shielding, or the treatment room shielding following a survey that failed to ensure compliance with the requirements of this rule	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(J)(6)	Shall	requires determination of residual activity for compliance with occupational dose limits	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(K)	Shall	requires control to be locked in off position if results of surveys are in excess of limits	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(L)(1)	Shall	The survey record shall indicate all instances where the facility, in the opinion of the qualified medical physicist, is in violation of applicable regulations	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(L)(2)	Shall	The survey record shall indicate the date of the measurements;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(L)(3)	Shall	The survey record shall indicate the reason the survey is required	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-08(L)(4)	Shall	The survey record shall indicate the manufacturer's name, model number and serial number of the therapy equipment	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(L)(5)	Shall	The survey record shall indicate the manufacturers' names, model numbers, serial numbers, and dates of calibration of the instruments used to measure radiation levels	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(L)(6)	Shall	The survey record shall indicate a plan of the areas surrounding the treatment room that were surveyed;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(L)(7)	Shall	The survey record shall indicate the measured dose rate at a representative number of points in each area expressed in microsieverts (millirem) per hour	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(L)(8)	Shall	The survey record shall indicate the calculated maximum level of radiation over a period of one week for each restricted and unrestricted area	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(L)(9)	Shall	The survey record shall indicate the name and signature of the individual responsible for conducting the survey.	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08(M)	Shall	requires handler to maintain and make available a record of each shielding design and survey for duration of registration	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-08 Appendix	Shall	requirements for facility designs	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08 Appendix Item I	Shall	requires the facility design to include basic information	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08 Appendix Item II(A)	Shall	Equipment specifications, including the manufacturer and model number of the therapy equipment, as well as the maximum technique factors;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08 Appendix Item II(B)	Shall	Maximum design workload for the facility including total weekly radiation output at the nominal treatment distance, the total beam-on time per day or week, the average treatment time per patient, along with the anticipated number of patients to be treated per day or week;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08 Appendix Item II(C)	Shall	requires the operator's booth to be noted on the design plan	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08 Appendix Item II(C)	Shall	requires the operator's station at the control panel to be behind a protective barrier	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08 Appendix Item II(D)	Shall	The structural composition and thickness or lead/ concrete equivalent of all walls, doors, partitions, floor, and ceiling of the room (s) concerned;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-08 Appendix Item II(E)	Shall	The type of occupancy of all adjacent areas inclusive of space above and below the room (s) concerned. If there is an exterior wall, show distance to the closest area(s) where it is likely that individuals may be present; and	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08 Appendix Item II(F)	Shall	At least one example calculation which shows the methodology used to determine the amount of shielding required for each physical condition [i.e.: primary and secondary/ leakage barriers, restricted and unrestricted areas, entry door(s)] and shielding material in the facility:	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08 Appendix Item III(A)	Shall	Equipment specifications including the manufacturer and model number of the therapy equipment, and gray (rad) at the isocenter and the energy(s) and type(s) of radiation produced;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08 Appendix Item III(B)	Shall	Maximum design workload for the facility including total weekly radiation output [expressed in gray (rad) at 1 meter], total beam-on time per day or week, the average treatment time per patient, along with the anticipated number of patients to be treated per day or week;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08 Appendix Item III(C)	Shall	Facility blueprint / drawing [including both floor plan and elevation views] indicating relative orientation of the therapeutic radiation machine, scale [0.25 inch = 1 foot is typical] , type(s), thickness and minimum density of shielding material(s), direction of North, the locations and size of all penetrations through each shielding barrier [ceiling, walls and floor] , as well as details of the door(s) and maze;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08 Appendix Item III(D)	Shall	The structural composition and thickness or concrete equivalent of all walls, doors, partitions, floor, and ceiling of the room (s) concerned;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-08 Appendix Item III(E)	Shall	The type of occupancy of all adjacent areas inclusive of space above and below the room (s) concerned. If there is an exterior wall, show distance to the closest area(s) where it is likely that individuals may be present;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08 Appendix Item III(F)	Shall	Description of all assumptions that were in shielding calculations including, but not limited to, design energy, source to isocenter distance, work-load, presence of integral beam - stop in unit, occupancy and use(s) of adjacent areas, fraction of time that useful beam will intercept each permanent barrier [walls, floor and ceiling] and "allowed" radiation exposure in both restricted and unrestricted areas;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08 Appendix Item III(G)	Shall	At least one example calculation which shows the methodology used to determine the amount of shielding required for each physical condition [i.e.: primary and secondary/ leakage barriers, restricted and unrestricted areas, small angle scatter, entry door(s) and maze] and shielding material in the facility	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08 Appendix Item IV(A)	Shall	Description of all assumptions that were used in neutron shielding calculations including, but not limited to, the combined photon and neutron contributions, total neutron absorbed dose and total neutron dose equivalent in both restricted and unrestricted areas, using the “National Council of Radiation Protection (NCRP) report 151, Structural Shielding Design and Evaluation for Megavoltage X- and Gamma-Ray Radiotherapy Facilities” or equivalent acceptable to the department as a basis;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-08 Appendix Item IV(C)	Require	At least one example calculation which shows the methodology used to determine the amount of neutron shielding required for each physical condition [i.e.: restricted and unrestricted areas, entry door(s) and maze] and neutron shielding material utilized in the facility	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-09(A)	Shall	requires a medical physicist to develop a quality assurance program	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(A)(1)(a)	Shall	The quality assurance program shall identify each QA performance test to be performed	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(A)(1)(b)	Shall	The quality assurance program shall describe the procedures used to complete each QA performance test;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(A)(1)(c)	Shall	The quality assurance program shall describe the method used to document the results of each QA performance test;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(A)(1)(d)	Shall	The quality assurance program shall identify the frequency of each QA performance test	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(A)(1)(e)	Shall	The quality assurance program shall specify the acceptable action limits and safety tolerance limits for each QA performance test result and the action to be taken when exceeded	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(A)(2)	Shall	requires variations from AAPM to be documented and justified	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-09(A)(3)	Shall	requires immediate action prior to treatment for any QA test that exceeds limit by factor of 2	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(B)	Shall	requires QC tests to be preformed in accordance with written procedures established by medical physicist	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(B)(1)	Shall	requires medical physicist to be notified if QA performance test excess safety tolerance set	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(B)(1)	Shall	requires the cause for exceeding safety tolerance limit to be investigated	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(B)(1)	Shall	requires the medical physicist to determine whether medical treatment may continue safely	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(B)(2)	Shall	requires handler to use a dosimetry system to perform absolute-dose related QA performance tests	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(B)(3)	Shall	requires handler to have medical physicist review and sign QA test results within month that tests are performed	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-09(B)(4)	Shall	tests required monthly	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(C)(1)	Shall	Calibrations shall be performed before the first medical use following installation or reinstallation	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(C)(2)	Shall	Calibrations shall be performed annually	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(C)(3)(a)	Shall	Calibrations shall be performed prior to medical use when QA tests differences.	RC 3748.04		
3701:1-67-09(C)(3)(b)	Shall	Calibrations shall be performed prior to medical use following any major mechanical, electrical or software based alterations affecting the radiation source,	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(D)(1)	Shall	requires medical physicist to use NCRP report 69	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(D)(1)	Shall	QA performance test and check with have the same meaning	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-09(D)(2)	Shall	requires commissioning and initial QA performance test to be completed prior to medical use	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(D)(3)	Shall	requires commissioning , initial and annual QA performance testing to be performed by a qualified medical physicist	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(E)(1)	Shall	requires qualified medical physicist to use AAPM Report No. 47 and manufacturer's contractual specifications as a basis for testing and commissioning	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(E)(2)(a)	Shall	The medical physicist shall use omprehensive QA for Radiation Oncology: Report of AAPM Radiation Therapy Committee Task Group No. 40: AAPM Report No. 46 (AAPM report 46)"	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(E)(2)(b)	Shall	The medical physicist shall use "Task Group 142 report: Quality assurance of medical accelerators"	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(E)(2)(c)	Shall	The medical physicist shall use The "Intraoperative radiation therapy using mobile electron linear accelerators: Report of AAPM Radiation Therapy Committee Task Group No. 72"	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(E)(2)(d)	Shall	The medical physicist shall use The "Report of AAPM TG 135: Quality assurance for robotic radiosurgery	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-09(E)(2)(e)	Shall	The medical physicist shall use The "QA for helical tomotherapy: Report of the AAPM Task Group 148"	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(E)(3)	Shall	requires acceptance testing, commissioning and baseline QA performance testing to be completed prior to medical use following installation or reinstallation	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(E)(4)	Shall	requires acceptance testing, commissioning, baseline and annual testing to be completed by a qualified medical physicist	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(E)(5)	Shall	requires independent verification of calibration to be performed annually	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(E)(6)	Shall	requires proper operation of each emergency power off switch be verified annually	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(F)(1)	Shall	requires qualified medical physicist to use AAPM 40 and 46	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(F)(2)	Shall	requires qualified medical physicist to use AAPM Task Group 66 for CT simulation process	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-09(F)(3)	Shall	requires acceptance testing, commissioning, initial QA performance testing, annual and semiannual testing to be completed by a qualified medical physicist	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(G)	Shall	requires IMRT therapy equipment to perform patient specific treatment QC before first fraction is delivered	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(G)	Shall	requires checks to include both dose calculation second check and a method to validate patient plan transfer and deliverability to treatment unit	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(H)	Shall	requires handler to maintain QA performance test results for 3 years and each calibration for duration of registration	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(H)(1)	Shall	The records shall include the date of the QA test or calibration	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(H)(2)	Shall	The records shall include the manufacturer's name, model number, and serial number of the therapy equipment	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-09(H)(3)	Shall	The records shall include the manufacturer's name, model numbers and serial numbers for the instrument(s) used to measure the radiation output of the therapy equipment;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-09(H)(3)	Shall	The records shall include the signature of the individual who performed the QA performance test or calibration.	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(A)	Shall	requirements for electronic brachytherapy devices	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(A)(1)	Shall not	requires electronic brachytherapy device not be used if does not meet requirements	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(A)(2)	Shall	requires electronic brachytherapy device only to be utilized for human use application approved by FDA	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(B)	Shall	requires calibrated portable monitoring equipment	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(B)	Shall	requires at a minimum, a portable radiation measurement survey instrument capable of measuring dose rates	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(B)	Shall	requires each survey instrument to be operable and calibrated	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-10(C)	Shall	treatment room shielding requirements	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(C)(1)	Shall	requires provisions to be made to prevent simultaneous operation of more than one piece of therapy equipment	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(C)(2)	Shall	requires access to treatment room to be controlled by a door	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(C)(3)	Shall	requires continuous aural communication and visual observations of the patient from the control panel	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(C)(3)	Shall not	requires the electronic brachytherapy device not be used if patient can not be observed	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(C)(4)	Shall	requires radiation shielding for staff in treatment room if capable of operating below 50 kV	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(C)(5)(a)	Shall	requires control pane to be located outside the treatment room for devices operating at greater than 150 kV	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-10(C)(5)(b)	Shall	requires electrical interlocks be provided on all treatment room doors for devices operating at greater than 150 kV	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(D)	Shall	requirements for electrical safety for electronic brachytherapy devices	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(D)(1)	Shall	requires the high voltage transformer to be isolated	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(D)(2)	Shall	requires the high voltage transformer to be isolated from personnel	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(D)(3)	Shall	requires the high voltage transformer to have appropriate safety labels	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(D)(4)(a)	Shall	Electronic brachytherapy devices shall be in compliance with IEC 60601-1:2005, "General requirements for basic safety and essential performance	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(D)(4)(b)	Shall	Electronic brachytherapy devices shall be in compliance with IEC 60601-1-2:2007, "General requirements for basic safety and essential performance - Collateral standard: Electromagnetic compatibility -Requirements and tests	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-10(D)(4)(c)	Shall	Electronic brachytherapy devices shall be in compliance with IEC 60601-2-8:2010, "Particular requirements for basic safety and essential performance of therapeutic X-ray equipment operating in the range 10 kV to 1 MV;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(D)(4)(d)	Shall	Electronic brachytherapy devices shall be in compliance with IEC 60601-2-17:2013, "Particular requirements for the safety of automatically-controlled brachytherapy afterloading equipment	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(E)(1)	Shall	The control panel shall provide an indication of whether electrical power is available at the control panel and if activation of the electronic brachytherapy source is possible	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(E)(2)	Shall	The control panel shall provide an indication of whether x-rays are being produced	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(E)(3)	Shall	The control panel shall provide a means for indicating electronic brachytherapy source potential and current	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(E)(4)	Shall	The control panel shall provide the means for terminating an exposure at any time	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(E)(5)	Shall	The control panel shall include an access control or locking device that will prevent unauthorized use of the electronic brachytherapy device	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-10(E)(6)	Shall	The control panel shall bear a warning label indicating that radiation is produced when the therapy equipment is energized and that the equipment may be dangerous to patients and operators unless safety and operating instructions are observed.	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(F)	Shall	requires a suitable irradiation control device or timer be provided to terminate the irradiation after a pre-set time	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(F)(1)	Shall	requires the timer to be provided at the treatment control panel	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(F)(1)	Shall	requires the timer to indicate planned setting and time elapsed or remaining	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(F)(2)	Shall	requires timer not expose if set at 0	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(F)(3)	Shall	requires timer to be cumulative device that activates an Beam On indication and retains the reading after interrupted or terminated	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(F)(3)	Shall	requires timer to be reset if terminated	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-10(F)(4)	Shall	requires timer to terminate irradiation within a pre-selected time has elapsed	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(F)(5)	Shall	requires timer to permit setting of exposure times as short as 0.1 second	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(F)(6)	Shall	requires timer to be accurate to within 1 % of selected value	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(G)	Shall	requires the services of a qualified medical physicist	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(G(1)	Shall	Shall have a medical physicist	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(G(1)(a)	Shall	The qualified medical physicist shall be responsible for evaluation of the output from the electronic brachytherapy source	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(G(1)(b)	Shall	The qualified medical physicist shall be responsible for generation of the necessary dosimetric information	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-10(G(1)(c))	Shall	The qualified medical physicist shall be responsible for supervision and review of treatment calculations prior to initial treatment of any treatment site	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(G(1)(d))	Shall	The qualified medical physicist shall be responsible for establishing the periodic and day-of-use quality assurance checks and reviewing the data from those checks as required in paragraph (K) of this rule	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(G(1)(e))	Shall	The qualified medical physicist shall be responsible for consultation with the authorized physician or veterinarian in treatment planning, as needed	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(G(1)(f))	Shall	The qualified medical physicist shall be responsible for performing calculations/assessments regarding patient treatments that may constitute a misadministration	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(G(1)(g))	Shall	The qualified medical physicist shall be responsible for developing a quality assurance program	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(G)(2)	Shall	requires operating procedures to specifically address how to contact the medical physicist for problems or emergencies	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(H)	Shall	requires operating procedures	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-10(H)(1)		requires only individuals approved by authorized physician, IRRP or qualified medical physicist to be present in treatment room	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(H)(2)	Shall not	requires electronic brachytherapy device not be available for medical use unless the requirements have been met	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(H)(3)	Shall	requires the electronic brachytherapy device to be inoperable when unattended by qualified staff or service personnel	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(H)(4)	Shall	requires the electronic brachytherapy device operator to monitor the position of all persons in or entering the treating room during operation	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(H)(5)	Shall	requires mechanical supporting or restraining devices to be used	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(H)(6)	Shall	requires written procedures be developed, implemented and maintained for responding to abnormal situation	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(H)(6)(a)	Shall	requirements for what is needed in the written procedures	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-10(H)(6)(b)	Shall	requirements for what is needed in the written procedures	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(H)(7)	Shall	requires current operating and emergency procedures be physically located at the control console	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(H)(7)	Shall	requires current operating and emergency procedures be kept where the operator is located during operation	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(H)(8)	Shall	requires instructions to be posted at the control console or alternate location to inform the operator of the names and telephone numbers of the authorized physicians, medical physicist and IRRP to be contacted if the device operates abnormally	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(H)(9)	Shall	requires IRRP or designee to be notified as soon as possible if patient has a medical emergency	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(H)(9)	Shall	requires the IRRP or medical physicist to inform the manufacturer of the event	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(I)(1)	Shall	requires medical physicist to determine which persons in the treatment room require monitoring when beam is energized	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-10(I)(2)	Shall	requires authorized physician or veterinarian and medical physicist be physically present during entire duration of patient treatment	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(I)(3)	Shall	requires medical physicist to designate shield locations	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(I)(4)	Shall	requires medical physicist to approve any deviation from the shielding requirements	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(I)(4)	Shall	requires medical physicist to designate alternative radiation safety protocols to provide equivalent degree of protection	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(J)	Shall	requirements for electronic brachytherapy source calibration measurements	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(J)(1)	Shall	requires calibration of electronic brachytherapy source output be performed by qualified medical physicist	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(J)(2)	Shall	requires calibration of electronic brachytherapy source output be made for each source after any repair or when indicated by qa checks	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-10(J)(3)	Shall	requires calibration of electronic brachytherapy source output utilize a dosimetry syst described in Paragraph G of Rule 67-07	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(J)(4)(a)	Shall	Calibration of electronic brachytherapy shall include the output within two per cent of the expected value,	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(J)(4)(b)	Shall	Calibration of electronic brachytherapy shall include timer and linearity over the typical range of use	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(J)(4)(c)	Shall	Calibration of electronic brachytherapy shall include proper operation of back-up exposure control devices;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(J)(4)(d)	Shall	Calibration of electronic brachytherapy shall include evaluation that the relative dose distribution about the source is within five per cent of that expected	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(J)(4)(e)	Shall	Calibration of electronic brachytherapy shall source positioning accuracy to within one millimeter within the applicator	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(J)(5)	Shall	requires calibration of x-ray source output in accordance with current published recommendations from a recognized national professional association	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-10(J)(5)	Shall	requires manufacturer's calibration protocol to be used if national professional association calibration protocol not available	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(J)(6)	Shall	requires handler to maintain a record of each calibration in an auditable form for as long as facility exists	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(J)(6)(a)	Shall	The calibration record shall include the date of the calibration	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(J)(6)(b)	Shall	The calibration record shall include the manufacturer's name, model number and serial number for the electronic brachytherapy device and a unique identifier for its electronic brachytherapy source	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(J)(6)(c)	Shall	The calibration record shall include the model numbers and serial numbers of the instrument(s) used to calibrate the electronic brachytherapy device;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(J)(6)(d)	Shall	The calibration record shall include the name and signature of the qualified medical physicist responsible for performing the calibration.	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(K)	Shall	requires periodic and day of use quality assurance checks to include the following	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-10(K)(1)(a)	Shall	Quality assurance checks be performed for each device at the beginning of each day of use	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(K)(1)(b)	Shall	Quality assurance checks be performed for each device each time the device is moved to a new room or site	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(K)(1)(c)	Shall	Quality assurance checks be performed for each device after each x-ray tube installation	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(K)(2)	Shall	requires handler to perform periodic quality assurance in accordance with procedures established by the medical physicist	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(K)(3)(a)	Shall	Radiation output quality assurance checks shall include Verification that output of the electronic brachytherapy source falls within three per cent of expected values	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(K)(3)(b)	Shall	verification of consistency of dose distribution to within 3% of that found during calibration	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(K)(3)(c)	Shall	Validation of the operation of positioning methods to ensure that the treatment dose exposes the intended location within one millimeter	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-10(K)(4)	Shall	requires handler to use a dosimetry system that has been intercompared within previous 12 months with dosimetry system to make the quality assurance checks	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(K)(5)	Shall	requires handler to review the results of each radiation output quality assurance check	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(K)(5)(a)	Shall	requires authorized physician or veterinarian and medical physicist to be immediately notified if any parameter is not within acceptable tolerance	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(K)(5)(a)	Shall not	requires electronic brachytherapy device not to be used until medical physicist has determined that all parameters are within acceptable tolerances	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(K)(5)(b)	Shall	requires acceptable radiation output quality assurance check parameters to be reviewed and signed by either the authorized physician or veterinarian or medical physicist within 2 days	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(K)(5)(c)	Shall	requires medical physicist to review and sign the results of each radiation output quality assurance check at intervals not to exceed 30 days	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(K)(6)(a)	Shall	Quality assurance checks shall assure proper operation of radiation exposure indicator lights on the electronic brachytherapy device and on the control console	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-10(K)(6)(b)	Shall	Quality assurance checks shall assure proper operation of viewing and intercom systems in each electronic brachytherapy facility, if applicable;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(K)(6)(c)	Shall	Quality assurance checks shall assure proper operation of radiation monitors, if applicable	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(K)(6)(d)	Shall	Quality assurance checks shall assure the integrity of all cables, catheters or parts of the device that carry high voltages	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(K)(6)(e)	Shall	Quality assurance checks shall assure connecting guide tubes, transfer tubes, transfer-tube-applicator interfaces, and treatment spacers are free from any defects that interfere with proper operation	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
371:1-67-10-(K)(7)	Shall	requires that handler to secure that control console in the off position and not use if the results of the safety device check indicate a malfunction of any system	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(K)(8)	Shall	requires handler to maintain a record of quality assurance checks in an auditable form for 3 years	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(K)(8)(a)(i)	Shall	Records of quality assurance check shall include the date	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-10(K)(8)(a)(ii)	Shall	Records of quality assurance check shall include the manufacturer's name, model number, and serial number for the electronic brachytherapy device	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(K)(8)(a)(iii)	Shall	Records of quality assurance check shall include the name and signature of the individual who performed the periodic quality assurance check	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(K)(8)(a)(iv)	Shall	Records of quality assurance check shall include the date, name and signature of the qualified medical physicist who reviewed the quality assurance check	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(K)(8)(b)(i)	Shall	Records of quality assurance check shall include the unique identifier for the electronic brachytherapy source	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(K)(8)(b)(ii)	Shall	Records of quality assurance check shall include The manufacturer's name, model number, and serial number for the instrument(s) used to measure the radiation output of the electronic brachytherapy device	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(L)	Shall	requires handler to perform acceptance testing on the treatment planning system electronic brachytherapy-related computer systems in accordance with current published recommendations from recognized national professional association	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(L)	Shall	requires in absence of acceptance testing protocol published by national profession association, manufacturer's acceptance testing protocol be followed	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-10(L)(1)	Shall	requires acceptance testing be performed by qualified medical physicist	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(L)(1)(a)	Shall	the source-specific input parameters by dose calculation algorithm verification	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(L)(1)(b)	Shall	the accuracy of dose, dwell time, and treatment time calculations at representative points	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(L)(1)(c)	Shall	the accuracy of isodose plots and graphic displays	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(L)(1)(d)	Shall	the accuracy of the software used to determine radiation source positions from radiographic images	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(L)(1)(e)	Shall	the accuracy of electronic transfer of the treatment delivery parameters to the treatment delivery unit from the treatment planning system.	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(L)(2)	Shall	requires position indicators in the applicator be compared to actual position of the source or planned dwell position at the time of commissioning	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-10(L)(3)	Shall	requires prior to each patient treatment regimen, parameters for the treatment be evaluated and approved by the authorized physician or veterinarian and the medical physicist for correctness through means independent of that used for the determination of the parameters	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(M)	Shall	requires training for electronic brachytherapy devices	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(M)(1)	Shall	requires the handler to provide instruction, initially and annually to all individuals who operate the electronic brachytherapy device in the operating procedures	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(M)(1)	Shall	requires retraining of individuals if interval between patients exceeds 1 year	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(M)(2)	Shall	requires individuals to receive device specific instruction initially from the manufacturer and annually from either the manufacturer or qualified trainer	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(M)(2)	Shall	requires manufacturer's training protocol to be followed in the absence of training protocol recommended by national professional association	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(M)(2)(a)	Shall	The training to include device-specific radiation safety requirements	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-10(M)(2)(b)	Shall	The training to include device operation;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(M)(2)(c)	Shall	The training to include clinical use for the types of use approved by the United States food and drug administration	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(M)(2)(d)	Shall	The training to include emergency procedures, including an emergency drill	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(M)(2)(e)	Shall	The training to include the handler's quality assurance program	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(M)(3)	Shall	requires handler to retain a record of individuals receiving instruction for 3 years	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(M)(3)(a)	Shall	The record of individuals receiving instruction shall include a list of the topics covered	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(M)(3)(b)	Shall	The record of individuals receiving instruction shall include the date of the instruction	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-10(M)(3)(c)	Shall	The record of individuals receiving instruction shall include the name(s) of the attendee(s);	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(M)(3)(d)	Shall	The record of individuals receiving instruction shall include the name(s) of the individual(s) who provided the instruction.	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(N)(1)	Shall	Handlers providing mobile electronic brachytherapy service shall check all survey instruments before medical use at each address of use or on each day of use, whichever is more restrictive.	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(N)(2)	Shall	Handlers providing mobile electronic brachytherapy service shall account for the electronic brachytherapy source in the electronic brachytherapy device before departure from the client's address	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(N)(3)	Shall	Handlers providing mobile electronic brachytherapy service shall perform quality assurance checks at each location on each day of use to assure proper operation of the device	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-11	Shall not	A person shall not utilize, for therapeutic purposes, any electronic radiation-generating equipment that is not appropriately regulated under any existing category of therapy equipment,	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-12(A)	Shall	requires any unintended treatment deviation from the written directive or approved treatment be identified, evaluated, documented and appropriate action taken by handler	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-12(B)	Shall	requires handler to report any medical event resulting from intervention of a human patient or human research subject in which the administration of radiation from therapy equipment results or will result in unintended permanent functional damage to an organ or physiological system as determined by a physician	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-12(C)	Shall	requires handler to report as a medical event, any treatment deviation	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-10(E)	Shall	requires handler notify the department by telephone no later than the next calendar day after the handler ascertains that a medical event occurred	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-12(F)	Shall	requires handler to submit a written report to the department within 15 days after the initial report of the medical event	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-12(F)(1)	Must	The written report must include the handler or registrant name	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-12(F)(2)	Must	The written report must include the name of the prescribing physician	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-12(F)(3)	Must	The written report must include a brief description of the event	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-12(F)(4)	Must	The written repor must include why the event occurred	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-12(F)(5)	Must	The written repor must include the effect, if any, on the individual who received the medical event;	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-12(F)(6)	Must	The written repor must include actions, if any, that have been taken, or are planned, to prevent recurrence	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-12(F)(7)	Must	The written repor must include certification that the handler notified the individual, or the individual's responsible relative or guardian, and if not, why not	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-12(G)	Shall not	requires report not to contain the individual's name or any other information that could lead to the identification of the individual	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-12(H)	Shall	requires handler to provide notification of the medical event to the referring physician not later than 24 hours after its discovery	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-12(H)	Shall	requires handler to notify the individual who is the subject of the medical event no later than 24 hours after the initial notification	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-12(H)	Shall	requires handler to notify the individual as soon as possible if cannot be reached within 24 hours	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-12(H)	Shall	requires handler to provide a written description if requested	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-12(J)	Shall	requires handler to retain a record of each unintended deviation in accordance with paragraph J or this rule	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-12(J)	Shall	requires copy of record be provided to referring physician within 15 days after its discovery	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-12(K)	Shall	requires handler to retain a record of each unintended deviation for 3 years	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-12(K)(1)	Must	The record must contain the handler or registrant's name and the names of the individuals involved	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-12(K)(2)	Must	The record must contain the social security number or other identification number, if one has been assigned, of the individual who is the subject of the unintended deviation	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority

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3701:1-67-12(K)(3)	Must	The record must contain a brief description of the event; why it occurred; the effect, if any, on the individual	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-12(K)(4)	Must	The record must contain the actions, if any, taken or planned to prevent recurrence	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-67-12(K)(5)	Must	The record must contain whether the handler or the registrant notified the individual, or the individual's responsible relative or guardian; and, if not, whether such failure to notify was based on guidance from the referring physician	RC 3748.04	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)	Shall	Handler shall develop QA Program,	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(1)	Shall	QA program shall address equipment evaluation and maintenance	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(2)	Shall	QA program shall address radiation monitoring requirements such as, surveys, occupational exposure limits and procedures regarding personnel monitoring	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(3)	Shall	QA program shall address compliance with occupational, pregnant worker and public exposure limits	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-02(A)(4)	Shall	QA program to address QA policies and method to educate workers on changes	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(5)	Shall	QA program to address radiation safety training for ancillary personnel	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(5)(a)	Shall	QA program shall address radiation safety training for ancillary personnel	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(5)(b)	Shall	QA program shall address radiation safety training - Location, boundaries and purpose of restricted areas	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(5)(c)	Shall	QA program shall address radiation safety training for ancillary personnel to include: The identification of all radiation areas, warning signs, and warning lights	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(6)	Shall	QA program shall address prohibiting the use of non-medical radiation-generating equipment to intentionally irradiate human beings for any purpose	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(7)	Shall	QA program shall address prohibiting the operation of non-medical radiation-generating equipment if the provisions set forth in this rule or any other applicable requirements of Chapter 3701:1-68 of the Administrative Code are not met	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-02(A)(8)	Shall	QA Program shall address requiring operators of permanent radiographic installations and cabinet systems that are designed to admit humans to verify no individual is present in the room during radiation exposure	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(9)	Shall	QA Program shall address a current listing of all non-medical radiation-generating equipment, including the location and description of each system	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(10)	Shall	QA Program shall address data and test results of the evaluation of the shielding and surroundings of all non-medical radiation-generating equipment	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(11)	Shall	QA Program shall address maintenance logs and incident reports for each non-medical radiation-generating equipment system	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(12)	Shall	QA Program shall address current copies of valid certification identification cards, issued by the independent program referenced in paragraph (C)(2)(a) of this rule, for each radiographer	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(13)	Shall	QA Program shall address maintaining records required by this chapter, according to the following provisions	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(13)(a)	Shall	Individual's exposure records shall be maintained until registration terminated	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-02(A)(13)(b)	Shall	Calculation of exposure shall be maintained until registration terminated	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(13)(c)	Shall	Dosimetry reports shall be maintained.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(13)(d)	Shall	Area radiation surveys shall be maintained until the registration is terminated.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(13)(e)	Shall	Operator training shall be maintained until termination or 3 years.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(13)(f)	Shall	All other records required by this chapter shall be kept 3 years.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(13)(g)	Shall	Check/test/eavluation records shall include date, name of inspector, equipment, problems reported	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(13)(h)	Shall	registrant shall maintain adequate safeguards against tampering with and loss of records	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-02(A)(14)	Shall	QA Program shall address: Requiring non-medical radiation-generating equipment to be kept locked at all times, to prevent tampering or removal by unauthorized personnel, except when under the direct surveillance of the operator	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(B)(1)	Shall	Radiation survey instruments shall be calibrated.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(B)(1)(a)	Shall	Radiation survey instruments shall be calibrated: For the type of radiation to be monitored	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(B)(1)(b)	Shall	Radiation survey instruments shall be calibrated: Within the preceding six months for radiographic operations conducted at temporary job sites and twelve months for all other operations	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(B)(1)(c)	Shall	Radiation survey instruments shall be calibrated: After each instrument servicing other than battery replacement	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(B)(1)(d)	Shall	Radiation survey instruments shall be calibrated: Such that accuracy within plus or minus twenty per cent can be demonstrated	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(B)(1)(e)	Shall	Radiation survey instruments shall be calibrated: At two points located approximately one third and two thirds of full-scale on each scale for linear scale instruments	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-02(B)(1)(f)	Shall	Radiation survey instruments shall be calibrated: At midrange of each decade, and at two points of at least one decade for logarithmic scale instruments	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(B)(1)(g)	Shall	Radiation survey instruments shall be calibrated: At appropriate points for digital instruments	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(B)(2)	Shall	Direct reading dosimeters shall have specific capabilities.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(B)(2)(a)	Shall	Direct reading dosimeters shall: Have a range from zero to 200 millirem	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(B)(2)(b)	Shall	Direct reading dosimeters shall: Read within plus or minus twenty per cent of the true radiation exposure	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(B)(2)(c)	Shall	Direct reading dosimeters shall Be checked for correct response to radiation at periods not to exceed twelve months	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(B)(3)	Shall	Dosimeters shall be processed by NVLAP accredited facility.	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-02(B)(4)	Shall	The results of all survey instrument and direct reading dosimeter calibration shall be recorded.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(C)	Shall	Radiographic systems shall be operated by radiographers and radiographer's assistants who meet the following:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(C)(1)	Shall	No individual shall act as a radiographer unless.... Training shall be presented on a formal basis and shall include the following subjects:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(C)(1)(a)	Shall	Training shall include: Fundamentals of radiation safety and methods of controlling radiation	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(C)(1)(a)(i)	Shall	Training shall include: Time	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(C)(1)(a)(ii)	Shall	Training shall include: Distance	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(C)(1)(a)(iii)	Shall	Training shall include: Shielding	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-02(C)(1)(a)(iv)	Shall	Training shall include: Collimation	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(C)(1)(b)	Shall	Training shall include: Characteristics of radiation	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(C)(1)(c)	Shall	Training shall include: Units of radiation dose	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(C)(1)(c)(i)	Shall	Training shall include: Significance of radiation dose	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(C)(1)(c)(ii)	Shall	Training shall include: Radiation protection standards	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(C)(1)(d)	Shall	Training shall include: Biological effects of radiation	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(C)(1)(e)	Shall	Training shall include: Levels of radiation from sources of radiation	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-02(C)(1)(f)	Shall	Training shall include: Applicable requirements of state regulations	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(C)(1)(g)	Shall	Training shall include: Registrant's written operating and emergency procedures	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(C)(1)(h)	Shall	Training shall include: Operation, inspection, maintenance and control of non-medical radiation-generating equipment to be used	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(C)(1)(i)	Shall	Training shall include: Use of radiation survey instruments	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(C)(1)(i)(i)	Shall	Training shall include: Use of radiation survey instruments: Operation	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(C)(1)(i)(ii)	Shall	Training shall include: Use of radiation survey instruments: Calibration	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(C)(1)(i)(iii)	Shall	Training shall include: Use of radiation survey instruments: Limitations	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-02(C)(1)(j)	Shall	Training shall include: Survey techniques	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(C)(1)(k)	Shall	Training shall include: Use of personnel monitoring equipment	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(C)(1)(k)(i)	Shall	Training shall include: Use of personnel monitoring equipment to include: Distribution, wearing and exchange procedures	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(C)(1)(k)(ii)	Shall	Training shall include: Use of personnel monitoring equipment to include: Typically expected exposure levels	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(C)(1)(k)(iii)	Shall	Training shall include: Use of personnel monitoring equipment to include: Methods to keep exposure levels as low as reasonably achievable	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(C)(1)(l)	Shall	Training shall include: Case histories of non-medical radiation-generating equipment accidents	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(C)(2)(a)	Shall	Radiographer certification through CRCPD	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-02(C)(2)(b)	Shall	1 month on-the-job experience	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(D)	Shall	Refresher training for radiographers not to exceed 12 months	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(D)(1)	Shall	The training shall include, as a minimum:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(D)(1)(a)	Shall	Training includes results of internal inspections.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(D)(1)(b)	Shall	Training includes new procedures or equioment.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(D)(1)(c)	Shall	Training includes new or revised regultaions.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(D)(1)(d)	Shall	Training includes accidents or errors observed.	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-02(D)(1)(e)	Shall	Training includes opportunity to ask safety questions.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(D)(2)	Shall	The refresher training shall be recorded and include, as a minimum:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(D)(2)(a)	Shall	Training shall include a list of topics discussed during refresher training.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(D)(2)(b)	Shall	Training shall include the dates training was conducted.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(D)(2)(c)	Shall	Training shall include names of instructors & attendees.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(E)	Shall	Requirements for the individual responsible for radiation protection (IRRP) for radiographic systems shall include:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(E)(1)	Shall	Requirements shall include complete training requirements of (C)(1) & (C)(2).	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-02(E)(2)	Shall	Requirements shall include 2000 hours hands-on experience as qualified radiographer.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(E)(3)	Shall	Requirements shall include formal education in establishment & maintenance of radiation protection program.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(E)(4)	Shall	Requirements shall include possible alternatives to (E)(2).	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(G)(4)(d)(i)	Shall	Audit each radiographer and assistant. Record shall include their identity.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(G)(4)(d)(ii)	Shall	Audit each radiographer and assistant. Record shall include a list of items checked.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(G)(4)(d)(iii)	Shall	Audit each radiographer and assistant. Record shall include non-compliances observed by the individual.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(H)	Shall	Operators of analytical, cabinet, hand-held and mini radiosopic systems shall be required to receive training and demonstrated competence.	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-02(H)(1)	Shall	Training & competency shall include Safe operating procedures for the equipment.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(H)(2)	Shall	Training & competency shall include precautions to minimize exposure.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(H)(3)	Shall	Training & competency shall include signifigance of warnings, safety devices & interlocks.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(H)(4)	Shall	Training & competency shall include hazards, biological effects, risks, signs, symptoms of acute exposure.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(H)(5)	Shall	Training & competency shall include procedures for reporting safety concerns.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(H)(6)	Shall	Training & competency shall include performing surveys	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(J)	Shall	Variance request shall be made in writing and include terms, conditions & expiration.	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-03	Shall	Handlers of radiographic systems shall comply with the following:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(A)	Shall	Radiographic systems shall meet the following equipment standards:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(A)(1)	Shall	Provide lock to prevent unauthorized production	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(A)(2)	Shall	Warning light available near source/controls	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(A)(3)	Shall	All radiographic systems shall be labeled with signs bearing the radiation symbol and specific words.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(A)(3)(a)	Shall	"CAUTION - HIGH INTENSITY X-RAY BEAM," or words with similar intent, on or near source housing.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(A)(3)(b)	Shall	"CAUTION - THIS EQUIPMENT PRODUCES RADIATION WHEN ENERGIZED," or words with similar intent, near the switch / control that energizes the unit.	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-03(A)(4)	Shall	Permanent radiographic installations shall be equipped with the following:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(A)(4)(a)	Shall	Shall have failsafe interlocks at each entrance to high radiation area.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(A)(4)(b)	Shall	Shall have audible signal when attempt to enter high radiation area while radiation is being produced.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(A)(4)(c)	Shall	Shall have a visible signal activated when radiation is produced.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(A)(5)	Shall	The exposure switch of hand-held radiographic systems shall meet the following:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(A)(5)(a)	Shall	The switch shall be of the "dead-man" type;	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(A)(5)(b)	Shall	The operator shall be able to terminate the exposure at any time during an exposure of greater than one-half second	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-03(A)(5)(c)	Shall not	It shall not be possible to make an exposure when the timer is set to "zero" or "off"	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)	Shall	Handlers of radiographic systems shall comply radiation safety requirements.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(1)	Shall	Sufficient calibrated and operable radiation survey instruments shall be maintained	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(2)	Shall	Radiation area surveys shall be performed & results recorded to confirm compliance with 3701:1-38-14(A)	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(2)(a)	Shall	Radiation area survey when installed & annually	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(2)(b)	Shall	Radiation area survey after any changes in shielding	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(2)(c)	Shall	Radiation area survey each time the system is moved to a temporary site yet to be evaluated	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-03(B)(3)	Shall	When a physical radiation survey shall be made	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(3)(a)(i)	Shall	The audible device shall be designed to indicate entry into 2mrem/hr or > radiation field	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(3)(a)(ii)	Shall	Safety device that shall be provided to personnel working with radiation-generating equipment	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(3)(b)(i)	Shall	stationary device designed to indicate entry into 2mrem/hr or > radiation field	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(3)(b)(ii)	Shall	Stationary area monitors shall be evaluated annually	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(4)	Shall	Utilization log shall be maintained between inspections showing the following:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(4)(a)	Shall	Manufacturer, model number, and serial number	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-03(B)(4)(b)	Shall	Locations and dates of use	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(4)(c)	Shall	Operating voltage, tube current, and exposure time for each radiographic exposure	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(4)(d)	Shall	Identity and signature of the operator	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(5)	Shall	Operating and emergency procedures shall include instructions in at least the following:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(5)(a)	Shall	Inspection, maintenance and operability checks of radiographic systems and radiation survey instruments	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(5)(b)	Shall	Minimizing additional exposure of individuals in the event of an accident	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(5)(c)	Shall	Notifying proper personnel in the event of an accident	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-03(B)(5)(d)	Shall	Identify & report defects and non-compliances	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(5)(d)(i)	Shall	Failure of any component critical to safe operation	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(5)(d)(ii)	Shall	Failure of an indicator to show radiation is being produced	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(5)(d)(iii)	Shall	Failure of exposure switch to to terminate the radiation when turned off	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(5)(d)(iv)	Shall	Failure of safety interlock to terminate the radiation.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(6)	Shall	At least 2 qualified individuals shall be present at a temporary job site	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(7)	Shall	Requirement for who shall manipulate controls on radiography equipment.	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-03(B)(8)	Shall not	The handler shall not permit any individual to act as a radiographer or as a radiographer's assistant unless - Charging of dosimeters	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(8)	Shall	Each personnel dosimeter shall be assigned to and worn by only one individual and the handler shall assure that:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(8)(a)	Shall	Direct read dosimeters are read and exposures are recorded at the beginning and end of each shift.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(8)(b)	Shall	Sent for processing within 24 hours if off scale, and individual cannot resume work with the x-ray source until the exposure is determined.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(9)	Shall not	Personal monitoring shall be calibrated	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(9)	Shall	Personal monitoring shall be calibrated	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(9)(a)	Shall	Personnel dosimeters shall be exchanged monthly	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-03(B)(9)(a)	Shall not	Personnel dosimeters shall be exchanged monthly. Shall not exceed 3 months.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(9)(b)	Shall	If a personnel dosimeter is lost or damaged, the worker shall cease work immediately until a replacement is provided	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(10)	Shall	During each radiographic operation, the operator shall maintain surveillance	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(11)	Shall	The industrial radiographer shall be responsible for:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(11)(a)	Shall	Posting warning signs at perimeter of high radiation area.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(11)(b)	Shall	Restricting access with barriers, rope, tape, and posting warning signs at perimeter of radiation area.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(11)(c)	Shall	Maintaining visual surveillance of the restricted area.	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-03(C)	Shall	Handlers shall comply with the following quality assurance requirements:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(C)(1)	Shall	Survey instruments checked prior to shift	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(C)(1)	Shall not	the instrument shall not be used to meet the survey requirements of paragraph (B)(2) of this rule	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(C)(2)	Shall	Radiographic systems checked prior to shift	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(C)(3)	Shall	Interlocks checked prior to shift	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(C)(4)	Shall	Documents shall be available for inspection at temporary job sites:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(C)(4)(a)	Shall	Certificate of registration	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-03(C)(4)(b)	Shall	Operating & emergency procedures	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(C)(4)(c)	Shall	Applicable rules	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(C)(4)(d)	Shall	Required surveys for the period of operation	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(C)(4)(e)	Shall	Daily dosimetry while at the site	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(C)(4)(f)	Shall	Calibrartion records	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(C)(4)(g)	Shall	Radiation survey instrument checks and system checks used at the site.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(D)(1)	Shall	Bomb detection handlers exempt from specific paragraphs of the rule.	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-03(D)(3)	Shall	Shall evaluate bomb detection systems annually	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(E)	Shall	Handlers of hand-held radiographic systems shall:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(E)(1)	Shall	Be exempt from specific paragraphs of the rule.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(E)(2)	Shall	Evaluate the radiographic systems and record the results of the evaluation, at least annually, to assure proper functioning of components important to safety unless the radiation-generating equipment has been locked out and tagged "DO NOT USE" and is under the administrative control of the IRRP.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(E)(3)	Shall	Require the IRRP to document and implement safe operating procedures (SOP) to include:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(E)(3)(a)	Shall	Specific administrative controls to prevent unauthorized access or use of the system	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(E)(3)(b)	Shall	Backscatter shield in place during all exposures if manufacturer provided backscatter shield.	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-03(E)(3)(c)	Shall	Assure system is in control of authorized operator, and operator not aim primary beam at themselves or any individual.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(E)(3)(d)	Shall	Maintain restricted area of 6 feet opposite the side of the material being exposed.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(E)(3)(e)	Shall	Prohibit individuals from holding material or image receptor in hand during exposure.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(E)(3)(f)	Shall	Safe operating procedures shall include operating of software and trigger lock.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(E)(3)(g)	Shall	SOP shall require operators to wear ring badges on hand closest to primary beam.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04	Shall	handlers of analytical systems shall comply with the following:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(A)	Shall	Analytical systems shall meet the following equipment standards:	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-04(A)(1)	Shall	Open-beam analytical systems shall;	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(A)(1)(a)	Shall	Open-beam analytical systems shall; Provide an automatic shut-off feature that prevents any part of a person's body from being exposed to the primary x-ray beam path	3748	No, general rulemaking authority	
3701:1-68-04(A)(1)(b)	Shall	Open-beam analytical systems shall; Request a variance from the director to include	3748	No, general rulemaking authority	
3701:1-68-04(A)(1)(b)(i)	Shall	Open-beam analytical systems shall; The reason a device or an automatic shut-off feature cannot be used	3748	No, general rulemaking authority	
3701:1-68-04(A)(1)(b)(ii)	Shall	Open-beam analytical systems shall; description of the alternative methods that will be employed to minimize the possibility of an accidental exposure, including procedures to assure that the operators and others in the area will be informed of the absence of safety devices	3748	No, general rulemaking authority	
3701:1-68-04(A)(2)	Shall	Analytical system installed after 2/10/06, shall have a visible warning light	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(A)(2)(a)	Shall	open-beam analytical system shall be provided with a readily discernible indication of: X-ray source power "on-off" status located near the x-ray source housing, if the primary beam is controlled in this manner	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-04(A)(2)(b)	Shall	open-beam analytical system shall be provided with a readily discernible indication of: Shutter "open-closed" status located near each collimator on the x-ray source housing, if the primary beam is controlled in this manner	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(A)(3)	Shall	Open-beam Analytical system installed after 2/10/06, shall have warning devices	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(A)(4)	Shall	Analytical system shall have "CAUTION - THIS EQUIPMENT PRODUCES RADIATION WHEN ENERGIZED	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(A)(5)	Shall	After 8/1/11, equiped with interlock that shuts off beam	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(A)(6)	Shall	Unused collimators secured in closed position	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(A)(7)	Shall	open-beam supplied with protective cabinet	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(B)	Shall	Handlers of analytical systems shall comply with the following radiation safety requirements:	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-04(B)(1)	Shall	IRRP qualified and assures training of operators	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(B)(2)	Shall	Temporary alterations to device shall be recorded	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(B)(2)(a)	Shall	Temporary alteration to safety devices shall be recorded. This record shall: Contain specific information.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(B)(2)(b)	Shall	Temporary alteration to safety devices shall be approved, signed by IRRP, and posted in specific locations.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(B)(3)	Shall	NO alterations without ascertaining that the x-ray source is off and will remain off until safe conditions have been restored	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(C)	Shall	handlers of analytical systems shall comply with the following quality assurance requirements:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(C)(1)	Shall	Local componets aranged to minimize radiation levels	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-04(C)(2)	Shall	Radaition surveys of analytical systems shall be performed	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(C)(2)(a)	Shall	Radiation surveys of analytical systems shall be performed: Upon installation and annually thereafter	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(C)(2)(b)	Shall	Radiation surveys of analytical systems shall be performed: Following any change in the initial arrangement, number, or type of local components in the system	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(C)(2)(c)	Shall	Radiation surveys of analytical systems shall be performed: Following any maintenance requiring the disassembly or removal of a local component in the system	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(C)(2)(d)	Shall	Radiation surveys of analytical systems shall be performed: During the performance of maintenance and alignment procedures if the procedures require the presence of a primary beam when any local component in the system is disassembled or removed	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(C)(2)(e)	Shall	Radiation surveys of analytical systems shall be performed: Any time a visual inspection of the local components in the system reveals an abnormal condition	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(C)(2)(f)	Shall	Radiation surveys of analytical systems shall be performed: Whenever personnel monitoring reports show an unexplained increase over the previous monitoring period or the readings are approaching the limits specified in rules adopted pursuant to Chapter 3701:1-38 of the Administrative Code	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-04(C)(3)	Shall	Analytical systems shall be evaluated every 6 months	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(C)(3)(a)	Shall	The evaluation shall verify:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(C)(3)(a)(i)	Shall	The evaluation shall verify: Proper functioning of each interlock and warning light	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(C)(3)(a)(ii)	Shall	The evaluation shall verify: Each tag and label is legible and properly affixed in the appropriate location	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(C)(3)(b)	Shall	If an interlock or light is not functioning properly, it shall be immediately labeled as defective	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(C)(4)	Shall	Finger or wrist radiation monitoring devices shall be provided	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(C)(4)(a)	Shall	Finger or wrist radiation monitoring devices shall be provided to and shall be used by: Operators of open-beam analytical systems without provisions for engineering controls	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-04(C)(4)(b)	Shall	Finger or wrist radiation monitoring devices shall be provided to and shall be used by: Personnel maintaining analytical systems if the maintenance procedures require the presence of an external radiation beam when any local component in the analytical system is disassembled or removed.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(D)	Shall	Handlers of gauging units shall be exempt from the requirements of paragraphs (C)(2)(c) to (C)(2)(e) of this rule.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(E)	Shall	Handlers of hand-held analytical systems shall:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(E)(1)	Shall	Handlers of hand-held analytical systems shall: Be exempt from the requirements of paragraphs (A)(1) and (A)(3) of this rule	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(E)(2)	Shall	Handlers of hand-held analytical systems shall: Require the IRRP to document and implement safe operating procedures to include, but not be limited to:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(E)(2)(a)	Shall	Handlers of hand-held analytical systems shall: Require the IRRP to document and implement safe operating procedures to include, but not be limited to: Using specific administrative controls to prevent unauthorized access or use of the system	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(E)(2)(b)	Shall	Handlers of hand-held analytical systems shall: Require the IRRP to document and implement safe operating procedures to include, but not be limited to: Assuring that the system remains in direct control of the authorized operator	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-04(E)(2)(c)	Shall	Handlers of hand-held analytical systems shall: Require the IRRP to document and implement safe operating procedures to include, but not be limited to: Prohibiting individuals from holding a sample in their hand during irradiation	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(E)(2)(d)	Shall	Handlers of hand-held analytical systems shall: Require the IRRP to document and implement safe operating procedures to include, but not be limited to: Operating of software, trigger locks and proximity sensors	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(E)(2)(e)	Shall	Handlers of hand-held analytical systems shall: Require the IRRP to document and implement safe operating procedures to include, but not be limited to: Using analyzer stands when the sample fits or when the part does not completely cover the beam port	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(E)(2)(f)	Shall	Handlers of hand-held analytical systems shall: Require the IRRP to document and implement safe operating procedures to include, but not be limited to: Taking precautions during irradiation to prevent exposure of the operator or other individuals	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(E)(2)(g)	Shall	Handlers of hand-held analytical systems shall: Require the IRRP to document and implement safe operating procedures to include, but not be limited to: Establishing and maintaining a restricted area of at least three feet opposite the side of the sample being exposed	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(E)(2)(h)	Shall	Handlers of hand-held analytical systems shall: Require the IRRP to document and implement safe operating procedures to include, but not be limited to: Having alternative engineering and administrative safety controls that effectively prevent personnel exposure to the primary beam	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(E)(2)(i)	Shall	Handlers of hand-held analytical systems shall: Require the IRRP to document and implement safe operating procedures to include, but not be limited to: Requiring operators to wear assigned ring badges on the hand closest to the primary beam	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-05	Shall	handlers of particle accelerator systems shall comply with the following requirements:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(A)	Shall	Radiation-generating equipment used for particle acceleration shall meet the following equipment standards:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(A)(1)	Shall	Readouts/controls of accelerators clearly identified	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(A)(2)	Shall	Safety locks on circuit able to work independently	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(A)(3)	Shall	interlocks designed so failures result in prevention production of radiation	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(A)(4)	Shall	tripped safelocks must be manually restored	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(A)(5)	Shall	particle accelerators shall bear warning label	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-05(B)	Shall	Handlers of particle accelerator systems shall comply with the following radiation safety requirements:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(B)(1)	Shall	Particle accelerator shileding	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(B)(2)	Shall	Each entrance into a target room or other high radiation area shall be provided with a safety interlock that shuts down the machine in the event of any barrier penetration.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(B)(3)	Shall	high radiation area shall have an audible and visual signal which shall be activated for at least fifteen seconds	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(B)(4)	Shall	High-radiation areas equipped with visible signals	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(B)(5)	Shall	emergency power cutoff switch shall be located and easily identifiable in all high radiation areas and shall include a manual reset	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(B)(6)	Shall	Portable monitoring equipment available and calibrated	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-05(B)(7)	Shall	Dosimetry charging and assignment	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(B)(7)	Shall not	he handler shall not permit any individual to operate a particle accelerator system unless dosimetry charging and assignment	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(B)(7)(a)	Shall	Handler shall assure: Direct reading dosimeters are read and exposures are recorded at the beginning and end of each shift	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(B)(7)(b)	Shall	Handler shall assure that: If an individual's pocket dosimeter is found to be off-scale, or the electronic personnel dosimeter reads greater than two millisieverts (two hundred mrem), the individual's personnel dosimeter must be sent for processing within twenty-four hours. In addition, the individual may not resume work associated with the use of a particle accelerator system until a determination of the individual's radiation exposure has been made. This determination must be made by the individual responsible for radiation protection (IRRP) or the IRRP's designee	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(B)(7)(c)	Shall	Dosimetry exchanged monthly	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(B)(7)(c)	Shall not	Dosimetry exchanged monthly, Shall not exceed 3 months	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-05(B)(7)(d)	Shall	If dosimeter lost, cease work immediately	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(B)(8)	Shall not	Safety interlocks shall not be used to turn off beam, except emergency	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(B)(9)	Shall	If necessary to intentionally bypass interlock, such action shall be:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(B)(9)(a)	Shall	If necessary to intentionally bypass interlock, such action shall be: Authorized by the IRRP	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(B)(9)(b)	Shall	If necessary to intentionally bypass interlock, such action shall be: Recorded in a permanent log	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(B)(9)(c)	Shall	If necessary to intentionally bypass interlock, such action shall be: Posted as a written notice at the accelerator control panel	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(B)(9)(d)	Shall	If necessary to intentionally bypass interlock, such action shall be: Terminated ASAP	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-05(B)(10)	Shall	particle accelerator secured to prevent unauthorized use.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(C)	Shall	handlers of particle accelerator systems shall comply with the following quality assurance requirements:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(C)(1)	Shall	Radiation expert consulted in design and perform Radiation Survey upon installation	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(C)(2)	Shall	Radiation shielding survey performed by expert	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(C)(3)	Shall	All surveys shall be made in accordance with the written procedures established by a health physicist or radiation expert, with education and experience acceptable to the director.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(C)(4)	Shall	Portable monitoring equipment teseted daily	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(C)(5)	Shall	Particle accelerator systems evaluated every 3 months	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-05(C)(5)(a)	Shall	The evaluation shall verify:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(C)(5)(a)(i)	Shall	The evaluation shall verify: Proper functioning of interlocks and warning device	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(C)(5)(a)(ii)	Shall	The evaluation shall verify: Each label is legible and properly affixed in the appropriate location	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(C)(5)(b)	Shall	Failures in safety equipment shall immediately reported to IRRP	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(C)(6)	Shall	Rad levels in High Radiation areas continuously monitored	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(C)(7)	Shall	Operating an emergency procedures maintained at accelerator control panel	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(D)	Shall	IRRP qualified and duties	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-05(D)(2)	Shall	Develop and keep current particle accelerator handbook	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(A)	Shall	All cabinet system shall meet the following equipment standards	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(A)(1)	Shall	Radiation emitted from a cabinet system shall not exceed an exposure of 4.4 microgray (0.5 milliroentgen) in one hour at any point five centimeters outside the external surface.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(A)(2)	Shall	Cabinet systems provided with at least one port shall be designed such that the insertion of any part of the human body through any port into the primary beam shall not be possible	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(A)(3)	Shall	Cabinet systems provided with at least one aperture shall be designed such that the insertion of any part of the human body through any aperture shall not be possible	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(A)(4)	Shall	Safety Interlocks:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(A)(4)(a)	Shall	Safety Interlocks: Each door shall have a minimum of two safety interlocks. One, but not both of the required interlocks shall be such that door opening results in physical disconnection of the energy supply circuit to the high-voltage generator, and such	3748	No, general rulemaking authority	No, general rulemaking authority

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		disconnection shall not be dependent upon any moving part other than the door			
3701:1-68-06(A)(4)(b)	Shall	Safety Interlocks: Each access panel shall have at least one safety interlock	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(A)(4)(c)	Shall	Safety Interlocks: Following interruption of x-ray generation by the functioning of any safety interlock, use of a control provided in accordance with paragraph (A)(6)(b) of this rule shall be necessary for resumption of x-ray generation	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(A)(4)(d)	Shall	Safety Interlocks: Failure of any single part of the enclosed fail-safe system shall not cause failure of more than one required safety interlock	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(A)(5)	Shall	A ground fault shall not result in the generation of x-rays.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(A)(6)	Shall	Controls and indicators shall provide:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(A)(6)(a)	Shall	Controls and indicators shall provide: A key-actuated control to insure that x-ray generation is not possible with the key removed	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-06(A)(6)(b)	Shall	Controls and indicators shall provide: A control or controls to initiate and terminate the generation of x-rays other than by functioning of a safety interlock or the main power control	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(A)(6)(c)	Shall	Controls and indicators shall provide: Two independent means which indicate when and only when x-rays are being generated, unless the x-ray generation period is less than one-half second, in which case the indicators shall be activated for one-half second, and which are discernible from any point at which initiation of x-ray generation is possible. Failure of a single part of the cabinet system shall not cause failure of both indicators to perform their intended function. One, but not both, of the indicators required by this paragraph may be a milliammeter labeled to indicate x-ray tube current. All other indicators shall be legibly labeled "X-RAY ON"	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(A)(6)(c)	Shall not	Failure of a single part of the cabinet system shall not cause failure of both indicators to perform their intended function	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(A)(6)(d)	Shall	Controls and indicators shall provide:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(A)(6)(e)	Shall	Warning labels:	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-06(A)(6)(e)(i)	Shall	Warning labels: There shall be permanently affixed or inscribed on the cabinet x-ray system at the location of any controls which can be used to initiate x-ray generation, a clearly legible and visible label bearing the statement: "CAUTION: X-RAYS PRODUCED WHEN ENERGIZED	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(A)(6)(e)(ii)	Shall	Warning labels: There shall be permanently affixed or inscribed on the cabinet x-ray system adjacent to each port a clearly legible and visible label bearing the statement: CAUTION: DO NOT INSERT ANY PART OF THE BODY WHEN SYSTEM IS ENERGIZED - X-RAY HAZARD	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(B)	Shall	In addition to the requirements specified in paragraph (A) of this rule, cabinet systems that are designed to admit humans shall provide:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(B)(1)	Shall	A control within the enclosure for preventing and terminating x-ray generation, which is electrically and/or mechanically separated from the interlock system and cannot be reset, overridden or bypassed from the outside of the enclosure.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(B)(2)	Shall	No means by which x-ray generation can be initiated from within the enclosure.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(B)(3)	Shall	Audible and visible warning signals within the enclosure that are actuated for at least ten seconds immediately prior to the first initiation of x-ray generation after closing any door designed to admit humans. Failure of any single part of the cabinet system shall not cause failure of both the audible and visible warning signals.	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-06(B)(4)	Shall	A visible warning signal within the enclosure which remains actuated when and only when x-rays are being generated, unless the x-ray generation period is less than one-half second in which case the indicators shall be activated for one-half second.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(B)(5)	Shall	All entrances into the enclosure shall be provided with a conspicuously visible warning device, which operates only when radiation is being produced.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(B)(6)	Shall	Signs indicating the meaning of the warning signals provided pursuant to paragraphs (B)(3) and (B)(4) of this rule and containing instructions for the use of the control provided pursuant to paragraph (B)(1) of this rule. These signs shall be legible, accessible to view, and illuminated when the main power control is in the "on" position.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(B)(7)	Shall	A means for a person within the enclosure to be able to egress at all times.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(C)	Shall	In addition to the requirements specified in paragraph (A) of this rule, non-human security screening systems and cabinet x-ray systems with accessible openings shall:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(C)(1)	Shall	Have means to ensure operator presence at the control area in a position which permits surveillance of the openings and doors during generation of x-radiation.	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-06(C)(2)	Shall	During an exposure or preset succession of exposures of one-half second or greater duration, provide the means to enable the operator to terminate the exposure or preset succession of exposures at any time.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(C)(3)	Shall	During an exposure or preset succession of exposures of less than one-half second duration, may provide the means to allow completion of the exposure in progress but shall enable the operator to prevent additional exposures.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(D)	Shall	Cabinet systems shall be evaluated and the results recorded every three months not to exceed fourteen weeks,	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(D)(1)	Shall	The evaluation shall verify:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(D)(1)(a)	Shall	The evaluation shall verify: Proper functioning of each interlock, control, indicator and warning signal	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(D)(1)(b)	Shall	The evaluation shall verify: Each label is legible and properly affixed in the appropriate location	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(D)(2)	Shall	If an interlock, control, indicator or warning signal, it shall be immediately labeled as defective and repaired or replaced within 7 days	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-06(E)	Shall	Radiation area surveys shall be performed and the results recorded to confirm compliance with paragraph (A)(1) of this rule and paragraph (A) of rule 3701:1-38-14 of the Administrative Code in accordance with the following:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(E)(1)	Shall	Radiation survey shall be performed: Upon installation of the equipment, and at least annually thereafter	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(E)(2)	Shall	Radiation survey shall be performed: During the performance of maintenance, calibration and other procedures if the procedures require the presence of a primary beam	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(E)(3)	Shall	Radiation survey shall be performed: Any time a visual inspection of the cabinet system reveals an abnormal condition.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(F)	Shall	A physical radiation survey shall be made after each radiographic exposure and before entry of personnel into a cabinet system designed to admit humans to verify that the radiation-generating equipment is not still producing radiation.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-06(G)	Shall	The "Individual Responsible for Radiation Protection" (IRRP) shall be qualified in accordance with paragraph (B)(14) of rule 3701:1-68-01 of the Administrative Code and paragraph (H) of rule 3701:1-68-02 of the Administrative Code.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(h)	Must	Each record must be legible throughout the specified retention period.	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-02(h)	Must	must include all pertinent information, such as stamps, initials, and signatures	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(G)(4)(a)	Must	The audit must include specific information.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(G)(4)(a)(ii)	Must	The radiographer or radiographer's assistant must demonstrate specific knowledge.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(7)	Must	For a radiographer's assistant, the personal supervision must include:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(7)(a)	Must	The radiographer's physical presence at the site where the radiographic system is being used;	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(7)(b)	Must	The availability of the radiographer to give immediate assistance if required; and	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(7)(c)	Must	The radiographer's direct observation of the radiographer's assistant's performance of the operations referred to in this rule.	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-03(B)(8)(b)	Must	Radiation monitor off-scale must be sent for processing within 24 hours. Determination must be made and results must be recorded.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(9)(b)	Must	This calculation must be made by the IRRP. Results of the personnel dosimeter that was lost or damaged must be recorded.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(9)(b)(i)	Must	After replacement, each personnel dosimeter must be returned	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(9)(b)(ii)	Must	When impossible to return personnel dosimeter in 14 days, such circumstances must be recorded.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(B)(7)(b)	Must	Off-scale dosimeter must be sent for processing within 24 hours. Determination must be made by the IRRP and results must be recorded.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(B)(7)(d)	Must	This calculation must be made by the IRRP or the IRRP's designee and must be recorded.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(B)(7)(d)(i)	Must	After replacement, each personnel dosimeter must be returned	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-05(B)(7)(d)(ii)	Must	If impossible to return each personnel dosimeter in fourteen calendar days, such circumstances must be recorded.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(8)(b)	May not	The individual may not resume work with the use of x-ray sources until a determination of the individual's radiation exposure is made.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(B)(7)(b)	May not	The individual may not resume work with use of a particle accelerator until a determination of the individual's radiation exposure has been made.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(6)	Prohibit	Prohibiting the use of non-medical radiation-generating equipment to intentionally irradiate human beings for any purpose;	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(7)	Prohibit	Prohibiting operation of radiation-generating equipment if provisions in this rule or other requirements of Chapter 3701:1-68 are not met	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03E(3)e	Prohibit	Prohibiting individuals from holding material or the image receptor in their hand during exposure	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04E(2)(c)	Prohibit	Prohibiting individuals from holding a sample in their hand during irradiation;	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-02(A)(2)	Require	Radiation monitoring requirements	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(13)	Require	Maintain records required by this chapter according to the following:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(13)(a)	Require	Determine radiation exposure if individual's dosimeter was off-scale, or electronic dosimeter read greater than two millisieverts maintained until the director terminates the registration;	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(13)(b)	Require	Calculate individual's exposure from the time of issuance to the time of damage or loss of dosimeter maintained until the director terminates the registration;	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(13)(c)	Require	In accordance with 3701:1-38-20 dosimetry reports received from accredited NVLAP personnel dosimeter processors shall be kept until the director terminates the registration;	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(13)(d)	Require	Maintain area radiation surveys conducted at any site other than a temporary job site until director terminates the registration;	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(13)(e)	Require	Maintain operator training & refresher training until employment has been terminated or three years, whichever is longer;	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-02(A)(13)(f)	Require	Maintain all other records generated pursuant to requirements of this chapter for three years;	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(13)(g)	Require	Check, test or evaluation records shall include the date of the check or test, name of the inspector, equipment involved, problems found, and what repair or maintenance was performed;	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(A)(13)(h)	Require	Various types of record keeping throughout the required retention period	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(B)	Require	Survey instrument requirements	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(B)(3)	Require	require processing to determine the radiation dose shall be processed and evaluated by a dosimetry processor that holds a current personnel dosimetry accreditation from (NVLAP)	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(C)(1)(f)	Require	Training subject for Radiographer include applicable requirements of state regs.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(C)(2)	Require	Certification requirements for radiographers	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-02(C)(2)(a)	Require	Radiographer certification must meet the requirements in the appendix to this rule and:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(C)(2)(b)	Require	Demonstrate one month prior on-the-job experience prior to acting as a radiographer.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(E)	Require	Requirements for Individual Responsible for Radiation Protection (IRRP):	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(E)(1)	Require	Complete training requirements of paragraphs (C)(1) and (C)(2) of this rule;	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(E)(2)	Require	Two thousand hours hands-on experience as qualified radiographer in radiographic operations;	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(E)(3)	Require	Formal education in establishment and maintenance of a radiation protection program;	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(E)(4)	Require	The director will consider alternatives to paragraphs (E)(2) of this rule when the IRRP has appropriate training and/or experience.	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-02(E)(1)	Require	Training requirements	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(G)(1)	Require	Establishing and overseeing all operating, emergency, and ALARA procedures as required by 3701:1-38.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(G)(2)	Require	Ensuring that required radiation surveys are performed and recorded in	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(G)(3)	Require	Personnel monitoring devices calibrated, used properly, records kept, and that timely notifications are made as required	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(G)(4)(a)(ii)	Require	Radiographer or a radiographer's assistant demonstrate knowledge of the required training.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(H)	Require	Operators of certain non-medical systems are required to receive training and demonstrated competence in the following:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(H)(1)	Require	Safe operation procedures for the equipment;	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-02(H)(2)	Require	Precautions and measures to take to minimize radiation exposure;	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(H)(3)	Require	Radiation warning, safety devices, and interlocks, or the reasons they have not been installed on certain parts of the systems and the extra precautions required	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(H)(4)	Require	Recognition of potential hazards, biological effects, radiation risks, and recognition of signs and symptoms of an acute localized exposure;	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(H)(5)	Require	Procedures for reporting radiation safety concerns, such as any unusual occurrence or malfunction that may involve exposure to radiation; and	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(H)(6)	Require	Performing surveys where applicable.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-02(I)	Require	Operators of radiographic particle accelerators, or bomb detection systems are required to meet the training topics	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(1)	Require	Make physical radiation surveys as required by this rule and rule 3701:1-38-14.	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-03(B)(5)(d)	Require	Identify and report defects and noncompliance according to requirements of 3701:1-38-23 involving:	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(5)(d)(i)	Require	The failure of any component, which is critical to safe operation of the device to properly perform its intended function;	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(5)(d)(ii)	Require	The failure of an indicator on non-medical radiation-generating equipment to show that radiation is being produced;	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(5)(d)(iii)	Require	The failure of an exposure switch to terminate production of radiation when turned to the off position; or	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(B)(5)(d)(iv)	Require	The failure of a safety interlock to terminate x-ray production.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(C)(1)	Require	If any radiation survey instrumentation is not operating accurately, the instrument shall not be used to meet the requirement of (B)(2).	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(C)(2)	Require	Radiographic systems shall be checked and results recorded prior to each shift to ensure all required labeling is present.	3748	No, general rulemaking authority	No, general rulemaking authority

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3701:1-68-03(C)(3)	Require	The facility may continue operations provided the handler implements the continuous surveillance required by this rule.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(C)(4)(d)	Require	Records of surveys required pursuant to this rule & 3701:1-38-14 available for inspection.	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-03(E)(3)	Require	Require the IRRP to document and implement safe operating procedures	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-04(E)(2)	Require	Require the IRRP to document and implement safe operating procedures	3748	No, general rulemaking authority	No, general rulemaking authority
3701:1-68-05(A)(5)	Require	Warning label required by Chapter 3701:1-38	3748	No, general rulemaking authority	No, general rulemaking authority
3717-1-01 (A)	Shall	Chapter 3717-1 of the Administrative Code shall also be known as "The State of Ohio Uniform Food Safety Code."	3717. ORC	Yes, state law	Yes, state law
3717-1-01 (B)(16)	require	"CIP" means cleaned in place by the circulation or flowing by mechanical means through a piping system of a detergent solution, water rinse, and sanitizing solution onto or over equipment surfaces that require cleaning, such as the method used, in part, to clean and sanitize a frozen dessert machine. "CIP" does not	3717. ORC	Yes, state law	Yes, state law

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		include the cleaning of equipment such as band saws, slicers, or mixers that are subjected to in-place manual cleaning without the use of a CIP system.			
3717-1-01 (B)(26)	must	"Critical limit" means the maximum or minimum value to which a physical, biological, or chemical parameter must be controlled at a critical control point to minimize the risk that the identified food safety hazard may occur.	3717. ORC	Yes, state law	Yes, state law
3717-1-01 (B)(32)(b)(i)	require	Includes a tiered application of the criteria that qualify the surface as easily cleanable as specified under paragraph (B)(32)(a) of this rule to different situations in which varying degrees of cleanability are required such as: The appropriateness of stainless steel for a food preparation surface as opposed to the lack of need for stainless steel to be used for floors or for tables used for consumer dining;	3717. ORC	Yes, state law	Yes, state law
3717-1-01 (B)(32)(b)(ii)	require	Includes a tiered application of the criteria that qualify the surface as easily cleanable as specified under paragraph (B)(32)(a) of this rule to different situations in which varying degrees of cleanability are required such as: The need for a different degree of cleanability for a utilitarian attachment or accessory in the kitchen as opposed to a decorative attachment or accessory in the consumer dining area.	3717. ORC	Yes, state law	Yes, state law
3717-1-01 (B)(47)(a)	require	Means a place, location, site, or separate area where food intended to be served in individual portions is prepared or served for a charge or required donation. As used in this definition, "served" means a response made to an order for one or more individual portions of food in a form that is edible without washing, cooking, or additional preparation and "prepared" means any action that affects a food other than receiving or maintaining it at the temperature at which it was received;	3717. ORC	Yes, state law	Yes, state law

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3717-1-01 (B)(69)	Shall	"Micro market" means a retail food establishment that offers for sale food items that are allowable in a risk level one operation in displays not more than two hundred and fifty linear feet. All commercially prepackaged refrigerated or frozen time/temperature controlled for safety foods shall be stored in equipment that complies with paragraph (H) of rule 3717-1-03.4, paragraphs (LL) and (MM) of rule 3717-1-04.1 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-01 (B)(90)(b)(iv)	require	All time/temperature controlled for safety food that is cooked to the temperature and time required for the specific food under paragraphs (A) to (D) of rule 3717-1-03.3 of the Administrative Code and cooled as specified in paragraph (D) of rule 3717-1-03.4 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-01 (B)(91)(b)	require	Is a process as specified in paragraph (B)(91)(a) of this rule that involves a food for which the hazards Clostridium botulinum or Listeria monocytogenes require control in the final packaged form.	3717. ORC	Yes, state law	Yes, state law
3717-1-01 (B)(100)	require	"Retail food establishment sales volume" means the annual sales, minus sales tax, for food, that is sold in bulk or multiple portions by the establishment for off premise consumption that may require further washing, cooking, or additional preparation; or in individual portions that are not consumed on the premise and that either require further washing, cooking or additional preparation before consumption or are ingredient labeled for self service.	3717. ORC	Yes, state law	Yes, state law
3717-1-01 (B)(100)	require	"Retail food establishment sales volume" means the annual sales, minus sales tax, for food, that is sold in bulk or multiple portions by the establishment for off premise consumption that may require further washing, cooking, or additional preparation; or in individual portions that are not consumed on the premise and that either require further washing, cooking or additional preparation before consumption or are ingredient labeled for self service.	3717. ORC	Yes, state law	Yes, state law

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3717-1-01 (B)(122)	require	"Time/temperature controlled for safety food" or "TCS food" means a food that requires time/temperature control for safety to limit pathogenic microorganism growth or toxin formation.	3717. ORC	Yes, state law	Yes, state law
3717-1-01 (B)(122)(a)(ii)	require	Except as specified in paragraph (B)(122)(b)(iv) of this rule, a food that because of the interaction of its aw and pH values is designated as product assessment required (PA) in table A or B of this rule.	3717. ORC	Yes, state law	Yes, state law
3717-1-01 (B)(122)(b)(iv)(A)	require	A food that is designated as product assessment required (PA) in table A or B of paragraph (B)(122)(a) of this rule and has undergone a product assessment showing that the growth or toxin formation of pathogenic microorganisms that are reasonably likely to occur in that food is precluded due to: Intrinsic factors including added or natural characteristics of the food such as preservatives, antimicrobials, humectants, acidulants, or nutrients,	3717. ORC	Yes, state law	Yes, state law
3717-1-01 (B)(122)(b)(iv)(B)	require	A food that is designated as product assessment required (PA) in table A or B of paragraph (B)(122)(a) of this rule and has undergone a product assessment showing that the growth or toxin formation of pathogenic microorganisms that are reasonably likely to occur in that food is precluded due to: Extrinsic factors including environmental or operational factors that affect the food such as packaging, modified atmosphere such as reduced oxygen packaging, shelf life and use, or temperature range of storage and use, or	3717. ORC	Yes, state law	Yes, state law
3717-1-01 (B)(122)(b)(iv)(C)	require	A combination of intrinsic and extrinsic factors;	3717. ORC	Yes, state law	Yes, state law

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3717-1-02 (A)	Shall	When the activities of a food service operation and a retail food establishment are carried on within the same facility by the same person or government entity, the licensor shall determine whether the person or government entity must be licensed as a food service operation or retail food establishment according to the primary business of the person or government entity.	3717. ORC	Yes, state law	Yes, state law
3717-1-02 (A)	Must	When the activities of a food service operation and a retail food establishment are carried on within the same facility by the same person or government entity, the licensor shall determine whether the person or government entity must be licensed as a food service operation or retail food establishment according to the primary business of the person or government entity.	3717. ORC	Yes, state law	Yes, state law
3717-1-02 (B)(1)	Shall	The licensor shall consult with the person or government entity to obtain the necessary information about whether: The facility's food service operation sales volume is greater than its retail food establishment sales volume, in which case its primary business is a food service operation; or	3717. ORC	Yes, state law	Yes, state law
3717-1-02 (B)(2)	Shall	The licensor shall consult with the person or government entity to obtain the necessary information about whether: The facility's retail food establishment sales volume is greater than its food service operation sales volume, in which case its primary business is a retail food establishment.	3717. ORC	Yes, state law	Yes, state law
3717-1-02 (B)(3)	Shall	When sales volume information does not exist, the licensor shall determine the primary business in consultation with the person or government entity based on the anticipated sales volume.	3717. ORC	Yes, state law	Yes, state law
3717-1-02 (C)	Shall	If the licensors of a food service operation and a retail food establishment are not the same, the licensors shall jointly determine the primary business in consultation with the person or government entity.	3717. ORC	Yes, state law	Yes, state law

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3717-1-02.1 (A)	Shall	The license holder shall require food employees and conditional employees to report to the person in charge information about their health as it relates to diseases that are transmissible through food.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.1 (A)	require	The license holder shall require food employees and conditional employees to report to the person in charge information about their health as it relates to diseases that are transmissible through food.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.1 (A)(1)(a)	Shall	A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if the food employee or conditional employee: vomiting.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.1 (A)(1)(b)	Shall	A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if the food employee or conditional employee: diarrhea.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.1 (A)(1)(c)	Shall	A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if the food employee or conditional employee: jaundice	3717. ORC	Yes, state law	Yes, state law
3717-1-02.1 (A)(1)(d)	Shall	A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if the food employee or conditional employee: sore throat with fever	3717. ORC	Yes, state law	Yes, state law

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3717-1-02.1(A)(1)(e)(i)	shall	A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if the food employee or conditional employee: A lesion containing pus such as a boil or infected wound that is open or draining and is: On the hands or wrists, unless an impermeable cover such as a finger cot or stall protects the lesion and a single-use glove is worn over the impermeable cover;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.1(A)(1)(e)(ii)	shall	A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if the food employee or conditional employee: A lesion containing pus such as a boil or infected wound that is open or draining and is: On exposed portions of the arms, unless the lesion is protected by an impermeable cover;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.1(A)(1)(e)(iii)	shall	A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if the food employee or conditional employee: A lesion containing pus such as a boil or infected wound that is open or draining and is: On other parts of the body, unless the lesion is covered by a dry, durable, tight-fitting bandage.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.1(A)(2)(a)	shall	A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if	3717. ORC	Yes, state law	Yes, state law

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		the food employee or conditional employee:Has an illness diagnosed by a health care provider due to: Campylobacter			
3717-1-02.1(A)(2)(b)	Shall	A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if the food employee or conditional employee:Has an illness diagnosed by a health care provider due to: Cryptosporidium.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.1(A)(2)(c)	Shall	A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if the food employee or conditional employee:Has an illness diagnosed by a health care provider due to: Cyclospora	3717. ORC	Yes, state law	Yes, state law
3717-1-02.1(A)(2)(d)	Shall	A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if the food employee or conditional employee:Has an illness diagnosed by a health care provider due to: Entamoeba histolytica,	3717. ORC	Yes, state law	Yes, state law
3717-1-02.1(A)(2)(e)	Shall	A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if the food employee or conditional employee:Has an illness diagnosed by a health care provider due to: Shiga toxin-producing Escherichia coli,	3717. ORC	Yes, state law	Yes, state law

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3717-1-02.1(A)(2)(f)	Shall	A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if the food employee or conditional employee:Has an illness diagnosed by a health care provider due to: Giardia.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.1(A)(2)(g)	Shall	A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if the food employee or conditional employee:Has an illness diagnosed by a health care provider due to: Hepatitis A	3717. ORC	Yes, state law	Yes, state law
3717-1-02.1(A)(2)(h)	Shall	A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if the food employee or conditional employee:Has an illness diagnosed by a health care provider due to: Norovirus.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.1(A)(2)(i)	Shall	A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if the food employee or conditional employee:Has an illness diagnosed by a health care provider due to: Salmonella spp.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.1(A)(2)(j)	Shall	A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if	3717. ORC	Yes, state law	Yes, state law

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		the food employee or conditional employee:Has an illness diagnosed by a health care provider due to: Salmonella Typhi.			
3717-1-02.1(A)(2)(k)	Shall	A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if the food employee or conditional employee:Has an illness diagnosed by a health care provider due to: Shigella spp.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.1(A)(2)(l)	Shall	A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if the food employee or conditional employee:Has an illness diagnosed by a health care provider due to: Vibrio cholerae.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.1(A)(2)(m)	Shall	A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if the food employee or conditional employee:Has an illness diagnosed by a health care provider due to: Yersinia	3717. ORC	Yes, state law	Yes, state law
3717-1-02.1 (A)(3)	Shall	A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if the food employee or conditional employee:Had a previous illness, diagnosed by a health care provider, within the past three months	3717. ORC	Yes, state law	Yes, state law

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		due to Salmonella Typhi, without having received antibiotic therapy, as determined by a health care provider;			
3717-1-02.1 (A)(4)(a)	Shall	A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if the food employee or conditional employee: Has been exposed to, or is the suspected source of, a confirmed disease outbreak, because the food employee or conditional employee consumed or prepared food implicated in the outbreak, or consumed food at an event prepared by a person who is infected or ill with: Norovirus within the past forty-eight hours of the last exposure;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.1 (A)(4)(b)	Shall	A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if the food employee or conditional employee: Has been exposed to, or is the suspected source of, a confirmed disease outbreak, because the food employee or conditional employee consumed or prepared food implicated in the outbreak, or consumed food at an event prepared by a person who is infected or ill with: Shiga toxin-producing Escherichia coli within the past ten days of the last exposure;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.1 (A)(4)(c)	Shall	A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if the food employee or conditional employee: Has been exposed to,	3717. ORC	Yes, state law	Yes, state law

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		or is the suspected source of, a confirmed disease outbreak, because the food employee or conditional employee consumed or prepared food implicated in the outbreak, or consumed food at an event prepared by a person who is infected or ill with: Shigella spp. within the past four days of the last exposure;			
3717-1-02.1 (A)(4)(d)	Shall	A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if the food employee or conditional employee: Has been exposed to, or is the suspected source of, a confirmed disease outbreak, because the food employee or conditional employee consumed or prepared food implicated in the outbreak, or consumed food at an event prepared by a person who is infected or ill with: Salmonella Typhi within the past fourteen days of the last exposure;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.1 (A)(4)(e)	Shall	A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if the food employee or conditional employee: Has been exposed to, or is the suspected source of, a confirmed disease outbreak, because the food employee or conditional employee consumed or prepared food implicated in the outbreak, or consumed food at an event prepared by a person who is infected or ill with: Hepatitis A virus within the past fifty days of the last exposure;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.1 (A)(5)(a)		A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if the food employee or conditional employee: Has been exposed by	3717. ORC	Yes, state law	Yes, state law

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		attending or working in a setting where there is a confirmed disease outbreak, or living in the same household as, and has knowledge about, an individual who works or attends a setting where there is a confirmed disease outbreak, or living in the same household as, and has knowledge about, an individual diagnosed with an illness caused by: Norovirus within the past forty-eight hours of the last exposure;			
3717-1-02.1 (A)(5)(b)		A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if the food employee or conditional employee: Has been exposed by attending or working in a setting where there is a confirmed disease outbreak, or living in the same household as, and has knowledge about, an individual who works or attends a setting where there is a confirmed disease outbreak, or living in the same household as, and has knowledge about, an individual diagnosed with an illness caused by: Shiga toxin-producing Escherichia coli within the past ten days of the last exposure;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.1 (A)(5)(c)		A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if the food employee or conditional employee: Has been exposed by attending or working in a setting where there is a confirmed disease outbreak, or living in the same household as, and has knowledge about, an individual who works or attends a setting where there is a confirmed disease outbreak, or living in the same household as, and has knowledge about, an individual diagnosed with an illness caused by: Shigella spp. within the past four days of the last exposure;	3717. ORC	Yes, state law	Yes, state law

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3717-1-02.1 (A)(5)(d)		A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if the food employee or conditional employee: Has been exposed by attending or working in a setting where there is a confirmed disease outbreak, or living in the same household as, and has knowledge about, an individual who works or attends a setting where there is a confirmed disease outbreak, or living in the same household as, and has knowledge about, an individual diagnosed with an illness caused by: Salmonella Typhi within the past fourteen days of the last exposure;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.1 (A)(5)(e)		A food employee or conditional employee shall report the information in a manner that allows the person in charge to reduce the risk of foodborne disease transmission, including providing necessary additional information, such as the date of onset of symptoms and an illness, or of a diagnosis without symptoms, if the food employee or conditional employee: Has been exposed by attending or working in a setting where there is a confirmed disease outbreak, or living in the same household as, and has knowledge about, an individual who works or attends a setting where there is a confirmed disease outbreak, or living in the same household as, and has knowledge about, an individual diagnosed with an illness caused by: Hepatitis A virus within the past fifty days of the last exposure.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.1 (B)	Shall	The person in charge shall notify the licensor when a food employee is diagnosed with an illness due to a pathogen specified under paragraph (A)(2) of this rule.	3717. ORC	Yes, state law	Yes, state law

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3717-1-02.1 (C) (1)	Shall	The person in charge shall ensure that a conditional employee: Who exhibits or reports a symptom as specified under paragraph (A)(1) of this rule, or who reports a diagnosed illness as specified under paragraph (A)(2) or (A)(3) of this rule, is prohibited from becoming a food employee until the conditional employee meets the criteria as specified under paragraph (E) of this rule; and	3717. ORC	Yes, state law	Yes, state law
3717-1-02.1 (C) (1)	prohibit	The person in charge shall ensure that a conditional employee: Who exhibits or reports a symptom as specified under paragraph (A)(1) of this rule, or who reports a diagnosed illness as specified under paragraph (A)(2) or (A)(3) of this rule, is prohibited from becoming a food employee until the conditional employee meets the criteria as specified under paragraph (E) of this rule; and	3717. ORC	Yes, state law	Yes, state law
3717-1-02.1 (C) (2)	Shall	The person in charge shall ensure that a conditional employee: Who will work as a food employee in a food service operation or retail food establishment that serves a highly susceptible population and reports a history of exposure as specified under paragraphs (A)(4) and (A)(5) of this rule, is prohibited from becoming a food employee until the conditional employee meets the criteria as specified under paragraph (E) of this rule.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.1 (C) (2)	prohibit	The person in charge shall ensure that a conditional employee: Who will work as a food employee in a food service operation or retail food establishment that serves a highly susceptible population and reports a history of exposure as specified under paragraphs (A)(4) and (A)(5) of this rule, is prohibited from becoming a food employee until the conditional employee meets the criteria as specified under paragraph (E) of this rule.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.1 (D)(1)	Shall	The person in charge shall restrict the duties of a food employee of a food service operation or retail food establishment that has any of the symptoms listed in paragraph (A)(1) of this rule; and	3717. ORC	Yes, state law	Yes, state law

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3717-1-02.1 (D)(2)	Shall	The person in charge shall restrict the duties of a food employee or exclude a food employee diagnosed with illnesses listed in paragraph (A)(2) of this rule from a food service operation or retail food establishment in accordance with rule 3701-3-13 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.2 (A)	Shall	Food employees shall keep their hands and exposed portions of their arms clean.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.2 (B)(1)	Shall	Except as specified in paragraph (B)(4) of this rule, food employees shall clean their hands and exposed portions of their arms including surrogate prosthetic devices for hands or arms for at least twenty seconds, using a hand cleaner in a handwashing sink that is equipped as specified under paragraph (C) of rule 3717-1-05.1 of the Administrative Code and paragraphs (A) to (F) of rule 3717-1-06.2 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.2 (B)(2)(a)	shall	Food employees shall use the following cleaning procedure in the order stated to clean their hands and exposed portions of their arms, including surrogate prosthetic devices for hands and arms: Rinse under clean, running warm water;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.2 (B)(2)(b)	Shall	Food employees shall use the following cleaning procedure in the order stated to clean their hands and exposed portions of their arms, including surrogate prosthetic devices for hands and arms: Apply an amount of hand cleaner recommended by the product manufacturer;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.2 (B)(2)(c)	Shall	Food employees shall use the following cleaning procedure in the order stated to clean their hands and exposed portions of their arms, including surrogate prosthetic devices for hands and arms: Rub together vigorously for at least ten to fifteen seconds while:	3717. ORC	Yes, state law	Yes, state law

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3717-1-02.2 (B)(2)(c)(i)	Shall	Food employees shall use the following cleaning procedure in the order stated to clean their hands and exposed portions of their arms, including surrogate prosthetic devices for hands and arms: Rub together vigorously for at least ten to fifteen seconds while: Paying particular attention to removing soil from underneath the fingernails during the cleaning procedure;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.2 (B)(2)(c)(ii)	Shall	Food employees shall use the following cleaning procedure in the order stated to clean their hands and exposed portions of their arms, including surrogate prosthetic devices for hands and arms: Rub together vigorously for at least ten to fifteen seconds while: Creating friction on the surfaces of the hands and arms or surrogate prosthetic devices for hands and arms, finger tips, and areas between the fingers.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.2 (B)(2)(d)	Shall	Food employees shall use the following cleaning procedure in the order stated to clean their hands and exposed portions of their arms, including surrogate prosthetic devices for hands and arms: Thoroughly rinse under clean, running warm water;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.2 (B)(2)(e)	Shall	Food employees shall use the following cleaning procedure in the order stated to clean their hands and exposed portions of their arms, including surrogate prosthetic devices for hands and arms: Immediately follow the cleaning procedure with thorough drying using a method as specified under paragraph (C) of rule 3717-1-06.2 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.2 (C)(1)	Shall	Food employees shall clean their hands and exposed portions of their arms as specified under paragraph (B) of this rule immediately before engaging in food preparation including working with exposed food; clean equipment and utensils; and unwrapped single-service and single-use articles and: After touching bare human body parts other than clean hands and clean, exposed portions of arms;	3717. ORC	Yes, state law	Yes, state law

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3717-1-02.2 (C)(2)	Shall	Food employees shall clean their hands and exposed portions of their arms as specified under paragraph (B) of this rule immediately before engaging in food preparation including working with exposed food; clean equipment and utensils; and unwrapped single-service and single-use articles and: After using the toilet room;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.2 (C)(3)	Shall	Food employees shall clean their hands and exposed portions of their arms as specified under paragraph (B) of this rule immediately before engaging in food preparation including working with exposed food; clean equipment and utensils; and unwrapped single-service and single-use articles and: After caring for or handling service animals or aquatic animals as specified in paragraph (D) of rule 3717-1-02.3 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.2 (C)(4)	Shall	Food employees shall clean their hands and exposed portions of their arms as specified under paragraph (B) of this rule immediately before engaging in food preparation including working with exposed food; clean equipment and utensils; and unwrapped single-service and single-use articles and: After coughing, sneezing, using a handkerchief or disposable tissue, using tobacco, eating, or drinking except as specified in paragraph (A) of rule 3717-1-02.3 of the Administrative Code for a food employee drinking from a closed beverage container;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.2 (C)(5)	Shall	Food employees shall clean their hands and exposed portions of their arms as specified under paragraph (B) of this rule immediately before engaging in food preparation including working with exposed food; clean equipment and utensils; and unwrapped single-service and single-use articles and: After handling soiled equipment or utensils;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.2 (C)(6)	Shall	Food employees shall clean their hands and exposed portions of their arms as specified under paragraph (B) of this rule immediately before engaging in food preparation including working with exposed food; clean equipment and utensils; and unwrapped single-service and single-use articles and: During food	3717. ORC	Yes, state law	Yes, state law

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		preparation, as often as necessary to remove soil and contamination and to prevent cross contamination when changing tasks;			
3717-1-02.2 (C)(7)	Shall	Food employees shall clean their hands and exposed portions of their arms as specified under paragraph (B) of this rule immediately before engaging in food preparation including working with exposed food; clean equipment and utensils; and unwrapped single-service and single-use articles and: When switching between working with raw food and working with ready-to-eat food;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.2 (C)(8)	Shall	Food employees shall clean their hands and exposed portions of their arms as specified under paragraph (B) of this rule immediately before engaging in food preparation including working with exposed food; clean equipment and utensils; and unwrapped single-service and single-use articles and: Before donning gloves to initiate a task that involves working with food;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.2 (C)(9)	Shall	Food employees shall clean their hands and exposed portions of their arms as specified under paragraph (B) of this rule immediately before engaging in food preparation including working with exposed food; clean equipment and utensils; and unwrapped single-service and single-use articles and: After engaging in any other activities that contaminate the hands.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.2 (D)	Shall	Food employees shall clean their hands in a handwashing sink or approved automatic handwashing facility and may not clean their hands in a sink used for food preparation or warewashing, or in a service sink or a curbed cleaning facility used for the disposal of mop water and similar liquid waste.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.2 (D)	may not	Food employees shall clean their hands in a handwashing sink or approved automatic handwashing facility and may not clean their hands in a sink used for food preparation or warewashing, or in a	3717. ORC	Yes, state law	Yes, state law

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		service sink or a curbed cleaning facility used for the disposal of mop water and similar liquid waste.			
3717-1-02.2 (E)(1)(a)(i)	Shall	A hand antiseptic used as a topical application, a hand antiseptic solution used as a hand dip, or a hand antiseptic soap shall: Comply with one of the following: Be an approved drug that is listed in the FDA publication "Approved Drug Products with Therapeutic Equivalence Evaluations" (as published in 2018) as an approved drug based on safety and effectiveness;	3717. ORC	Yes, both state and federal law	Yes, both state and federal law
3717-1-02.2 (E)(1)(a)(ii)	Shall	A hand antiseptic used as a topical application, a hand antiseptic solution used as a hand dip, or a hand antiseptic soap shall: Comply with one of the following: Have active antimicrobial ingredients that are listed in the FDA monograph for over-the-counter health-care antiseptic drug products as an antiseptic handwash (as published on December 20, 2017);	3717. ORC	Yes, both state and federal law	Yes, both state and federal law
3717-1-02.2 (E)(1)(b)(i)	Shall	A hand antiseptic used as a topical application, a hand antiseptic solution used as a hand dip, or a hand antiseptic soap shall: Consist only of components which the intended use of each complies with one of the following: A threshold of regulation exemption under 21 C.F.R. 170.39;	3717. ORC	Yes, both state and federal law	Yes, both state and federal law
3717-1-02.2 (E)(1)(b)(ii)	Shall	A hand antiseptic used as a topical application, a hand antiseptic solution used as a hand dip, or a hand antiseptic soap shall: Consist only of components which the intended use of each complies with one of the following: 21 C.F.R. 178 as regulated for use as a food additive with conditions of safe use;	3717. ORC	Yes, both state and federal law	Yes, both state and federal law
3717-1-02.2 (E)(1)(b)(iii)	Shall	A hand antiseptic used as a topical application, a hand antiseptic solution used as a hand dip, or a hand antiseptic soap shall: Consist only of components which the intended use of each complies with one of the following: A determination of generally recognized as safe. Partial listings of substances with food uses that are generally recognized as safe may be found in 21 C.F.R. 182, 21 C.F.R. 184	3717. ORC	Yes, both state and federal law	Yes, both state and federal law

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		or 21 C.F.R. 186 for use in contact with food and in FDA's inventory of generally recognized as safe notices;			
3717-1-02.2 (E)(1)(b)(iv)	Shall	A hand antiseptic used as a topical application, a hand antiseptic solution used as a hand dip, or a hand antiseptic soap shall: Consist only of components which the intended use of each complies with one of the following: A prior sanction listed under 21 C.F.R. 181;	3717. ORC	Yes, both state and federal law	Yes, both state and federal law
3717-1-02.2 (E)(1)(b)(v)	Shall	A hand antiseptic used as a topical application, a hand antiseptic solution used as a hand dip, or a hand antiseptic soap shall: Consist only of components which the intended use of each complies with one of the following: A food contact notification that is effective;	3717. ORC	Yes, both state and federal law	Yes, both state and federal law
3717-1-02.2 (E)(1)(c)	Shall	A hand antiseptic used as a topical application, a hand antiseptic solution used as a hand dip, or a hand antiseptic soap shall: Be applied only to hands that are cleaned as specified under paragraph (B) of this rule.	3717. ORC	Yes, both state and federal law	Yes, both state and federal law
3717-1-02.2 (E)(2)(a)	Shall	If a hand antiseptic or a hand antiseptic solution used as a hand dip does not meet the criteria specified under paragraph (E)(1)(b) of this rule, use shall be: Followed by thorough hand rinsing in clean water before hand contact with food or by the use of gloves;	3717. ORC	Yes, both state and federal law	Yes, both state and federal law
3717-1-02.2 (E)(2)(b)	Shall	If a hand antiseptic or a hand antiseptic solution used as a hand dip does not meet the criteria specified under paragraph (E)(1)(b) of this rule, use shall be: Limited to situations that involve no direct contact with food by the bare hands.	3717. ORC	Yes, both state and federal law	Yes, both state and federal law
3717-1-02.2 (E)(3)	Shall	A hand antiseptic solution used as a hand dip shall be maintained clean and at a strength equivalent to at least one hundred parts per million (mg/L) chlorine.	3717. ORC	Yes, both state and federal law	Yes, both state and federal law

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3717-1-02.2 (F)(1)	Shall	Food employees shall keep their fingernails trimmed, filed, and maintained so the edges and surfaces are cleanable and not rough.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.2 (F)(2)	may not	Unless wearing intact gloves in good repair, a food employee may not wear fingernail polish or artificial fingernails when working with exposed food.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.2 (G)(1)	may not	Except as provided in paragraphs (G)(2) and (G)(3) of this rule, while preparing food, food employees may not wear jewelry on their arms or hands.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.2 (H)	Shall	Food employees shall wear clean outer clothing to prevent contamination of food, equipment, utensils, linens, single-service articles, or single-use articles.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.3 (A)	Shall	An employee shall eat, drink, or use tobacco only in designated areas where the contamination of exposed food; clean equipment, utensils, or linens; unwrapped single-service or single-use articles; or other items needing protection cannot result.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.3 (B)	may not	Food employees experiencing persistent sneezing, coughing, or a runny nose that causes discharges from the eyes, nose, or mouth may not work with exposed food; clean equipment, utensils, or linens; or unwrapped single-service or single-use articles.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.3 (C)	Shall	Food employees shall effectively restrain hair by wearing hair restraints such as hats, hair coverings or nets, beard restraints, and clothing that covers body hair, that are designed and worn to effectively keep their hair from contacting exposed food; clean equipment, utensils, or linens; or unwrapped single-service or	3717. ORC	Yes, state law	Yes, state law

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		single-use articles. This provision does not apply to food employees such as counter staff who only serve beverages and wrapped or packaged foods, hostesses, and wait staff if they present a minimal risk of contaminating exposed food; clean equipment, utensils, and linens; and unwrapped single-service and single-use articles.			
3717-1-02.3 (D)	may not	Food employees may not care for or handle animals that may be present such as patrol dogs, service animals, or pets that are allowed as specified in paragraphs (O)(2) to (O)(5) of rule 3717-1-06.4 of the Administrative Code. If food employees wash their hands as specified under paragraphs (B) and (C)(3) of rule 3717-1-02.2 of the Administrative Code, they may handle or care for their own service animals; fish in aquariums; or molluscan shellfish or crustacea in display tanks.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (A)(1)	Shall	The license holder shall be the person responsible for the food service operation or retail food establishment.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (A)(1)	Shall	The license holder may be the person in charge or shall designate a person or persons in charge and shall ensure that a person in charge with applicable knowledge is present at the food service operation or retail food establishment during all hours of operation. This paragraph does not apply to a micro market as defined in Chapter 3717-1 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (A)(1)	Shall	The license holder may be the person in charge or shall designate a person or persons in charge and shall ensure that a person in charge with applicable knowledge is present at the food service operation or retail food establishment during all hours of operation. This paragraph does not apply to a micro market as defined in Chapter 3717-1 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law

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3717-1-02.4 (A)(2)	shall	Each risk level III and risk level IV food service operation and retail food establishment shall have at least one employee that has supervisory and management responsibility and the authority to direct and control food preparation and service shall obtain the level two certification in food protection according to rule 3701-21-25 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (B)	Shall	Based on the risks inherent to the food operation, during inspections and upon request the person in charge shall demonstrate to the licensor the applicable knowledge of foodborne disease prevention, application of the hazard analysis and critical control point principles, and the requirements of this chapter as they relate to the food service operation or retail food establishment at the time of inspection.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (B)(1)	Shall	The person in charge shall demonstrate this knowledge by: Complying with this chapter by having no critical violations during the current inspection;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (B)(2)(a)	Shall	The person in charge shall demonstrate this knowledge by: Responding correctly to the sanitarian's questions as they relate to the specific food service operation or retail food establishment. The areas of knowledge include: Describing the relationship between the prevention of foodborne disease and the personal hygiene of a food employee;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (B)(2)(b)	Shall	The person in charge shall demonstrate this knowledge by: Responding correctly to the sanitarian's questions as they relate to the specific food service operation or retail food establishment. The areas of knowledge include: Explaining the responsibility of the person in charge for preventing the transmission of foodborne disease by a food employee who has a disease or medical condition that may cause foodborne disease;	3717. ORC	Yes, state law	Yes, state law

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3717-1-02.4 (B)(2)(c)	Shall	The person in charge shall demonstrate this knowledge by: Responding correctly to the sanitarian's questions as they relate to the specific food service operation or retail food establishment. The areas of knowledge include: Describing the symptoms associated with the diseases that are transmissible through food;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (B)(2)(d)	Shall	The person in charge shall demonstrate this knowledge by: Responding correctly to the sanitarian's questions as they relate to the specific food service operation or retail food establishment. The areas of knowledge include: Explaining the significance of the relationship between maintaining the time and temperature of time/temperature controlled for safety food and the prevention of foodborne illness;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (B)(2)(e)	Shall	The person in charge shall demonstrate this knowledge by: Responding correctly to the sanitarian's questions as they relate to the specific food service operation or retail food establishment. The areas of knowledge include: Explaining the hazards involved in the consumption of raw or undercooked meat, poultry, eggs, and fish;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (B)(2)(f)	Shall	The person in charge shall demonstrate this knowledge by: Responding correctly to the sanitarian's questions as they relate to the specific food service operation or retail food establishment. The areas of knowledge include: Stating the required food temperatures and times for safe cooking of time/temperature controlled for safety food including eggs, fish, meat, and poultry;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (B)(2)(f)	require	Stating the required food temperatures and times for safe cooking of time/temperature controlled for safety food including eggs, fish, meat, and poultry;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (B)(2)(g)	Shall	The person in charge shall demonstrate this knowledge by: Responding correctly to the sanitarian's questions as they relate to the specific food service operation or retail food establishment. The areas of knowledge include: Stating the required temperatures	3717. ORC	Yes, state law	Yes, state law

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		and times for the safe refrigerated storage, hot holding, cooling, and reheating of time/temperature controlled for safety food;			
3717-1-02.4 (B)(2)(g)	require	Stating the required temperatures and times for the safe refrigerated storage, hot holding, cooling, and reheating of time/temperature controlled for safety food;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (B)(2)(h)(i)	Shall	The person in charge shall demonstrate this knowledge by: Responding correctly to the sanitarian's questions as they relate to the specific food service operation or retail food establishment. The areas of knowledge include: Describing the relationship between the prevention of foodborne illness and the management and control of the following: Cross contamination;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (B)(2)(h)(ii)	Shall	The person in charge shall demonstrate this knowledge by: Responding correctly to the sanitarian's questions as they relate to the specific food service operation or retail food establishment. The areas of knowledge include: Describing the relationship between the prevention of foodborne illness and the management and control of the following: Hand contact with ready-to-eat foods;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (B)(2)(h)(iii)	Shall	The person in charge shall demonstrate this knowledge by: Responding correctly to the sanitarian's questions as they relate to the specific food service operation or retail food establishment. The areas of knowledge include: Describing the relationship between the prevention of foodborne illness and the management and control of the following: Handwashing;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (B)(2)(h)(iv)	Shall	The person in charge shall demonstrate this knowledge by: Responding correctly to the sanitarian's questions as they relate to the specific food service operation or retail food establishment. The areas of knowledge include: Describing the relationship between the prevention of foodborne illness and the management	3717. ORC	Yes, state law	Yes, state law

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		and control of the following: Maintaining the food service operation or retail food establishment in a clean condition and in good repair.			
3717-1-02.4 (B)(2)(i)	Shall	The person in charge shall demonstrate this knowledge by: Responding correctly to the sanitarian's questions as they relate to the specific food service operation or retail food establishment. The areas of knowledge include: Identifying major food allergens including milk, egg, fish, tree nuts, wheat, peanuts, and soybeans as specified in paragraph (B)(65) of rule 3717-1-01 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (B)(2)(j)(i)	Shall	The person in charge shall demonstrate this knowledge by: Responding correctly to the sanitarian's questions as they relate to the specific food service operation or retail food establishment. The areas of knowledge include: Explaining the relationship between food safety and providing equipment that is: Sufficient in number and capacity;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (B)(2)(j)(ii)	Shall	The person in charge shall demonstrate this knowledge by: Responding correctly to the sanitarian's questions as they relate to the specific food service operation or retail food establishment. The areas of knowledge include: Explaining the relationship between food safety and providing equipment that is: Properly designed, constructed, located, installed, operated, maintained, and cleaned.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (B)(2)(k)	Shall	The person in charge shall demonstrate this knowledge by: Responding correctly to the sanitarian's questions as they relate to the specific food service operation or retail food establishment. The areas of knowledge include: Explaining correct procedures for cleaning and sanitizing utensils and food-contact surfaces of equipment;	3717. ORC	Yes, state law	Yes, state law

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3717-1-02.4 (B)(2)(l)	Shall	The person in charge shall demonstrate this knowledge by: Responding correctly to the sanitarian's questions as they relate to the specific food service operation or retail food establishment. The areas of knowledge include: Identifying the source of water used and measures taken to ensure that it remains protected from contamination such as providing protection from backflow and precluding the creation of cross connections;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (B)(2)(m)	Shall	The person in charge shall demonstrate this knowledge by: Responding correctly to the sanitarian's questions as they relate to the specific food service operation or retail food establishment. The areas of knowledge include: Identifying poisonous or toxic materials in the food service operation or retail food establishment and the procedures necessary to ensure that they are safely stored, dispensed, used, and disposed of properly;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (B)(2)(n)	Shall	The person in charge shall demonstrate this knowledge by: Responding correctly to the sanitarian's questions as they relate to the specific food service operation or retail food establishment. The areas of knowledge include: Explaining the details of how the person in charge and food employees comply with the HACCP plan that includes identifying the critical control points in the operation and associated critical limits, if a plan is required by this chapter, or an agreement between the licensor and the food service operation or retail food establishment;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (B)(2)(n)	require	Explaining the details of how the person in charge and food employees comply with the HACCP plan that includes identifying the critical control points in the operation and associated critical limits, if a plan is required by this chapter, or an agreement between the licensor and the food service operation or retail food establishment;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (B)(2)(o)(i)	Shall	The person in charge shall demonstrate this knowledge by: Responding correctly to the sanitarian's questions as they relate to the specific food service operation or retail food establishment. The areas of knowledge include: Explaining the responsibilities,	3717. ORC	Yes, state law	Yes, state law

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		rights, and authorities assigned by this chapter to the: Food employee;			
3717-1-02.4 (B)(2)(o)(ii)	Shall	The person in charge shall demonstrate this knowledge by: Responding correctly to the sanitarian's questions as they relate to the specific food service operation or retail food establishment. The areas of knowledge include: Explaining the responsibilities, rights, and authorities assigned by this chapter to the: Conditional employee;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (B)(2)(o)(iii)	Shall	The person in charge shall demonstrate this knowledge by: Responding correctly to the sanitarian's questions as they relate to the specific food service operation or retail food establishment. The areas of knowledge include: Explaining the responsibilities, rights, and authorities assigned by this chapter to the: Person in charge;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (B)(2)(o)(iv)	Shall	The person in charge shall demonstrate this knowledge by: Responding correctly to the sanitarian's questions as they relate to the specific food service operation or retail food establishment. The areas of knowledge include: Explaining the responsibilities, rights, and authorities assigned by this chapter to the: Licensor;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (B)(2)(p)	Shall	The person in charge shall demonstrate this knowledge by: Responding correctly to the sanitarian's questions as they relate to the specific food service operation or retail food establishment. The areas of knowledge include: Explaining how the person in charge, food employees, and conditional employees comply with reporting responsibilities and exclusion or restriction of food employees.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (C)(1)	Shall	The person in charge shall ensure that: Food service or retail food establishment operations are not conducted in a private home or in a room used as living or sleeping quarters as specified under	3717. ORC	Yes, state law	Yes, state law

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		paragraphs (S) and (T) of rule 3717-1-06.1 of the Administrative Code;			
3717-1-02.4 (C)(2)	Shall	The person in charge shall ensure that: Persons unnecessary to the food service operation or retail food establishment are not allowed in the food preparation, food storage, or warewashing areas, except that brief visits and tours may be authorized by the person in charge if steps are taken to ensure that exposed food; clean equipment, utensils, and linens; and unwrapped single-service and single-use articles are protected from contamination;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (C)(3)	Shall	The person in charge shall ensure that: Employees and other persons such as delivery and maintenance persons and pesticide applicators entering the food preparation, food storage, and warewashing areas comply with this chapter;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (C)(4)	Shall	The person in charge shall ensure that: Employees are effectively cleaning their hands, by routinely monitoring the employees' handwashing;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (C)(5)	Shall	The person in charge shall ensure that: Employees are visibly observing foods as they are received to determine that they are from approved sources, delivered at the required temperatures, protected from contamination, unadulterated, and accurately presented, by routinely monitoring the employees' observations and periodically evaluating foods upon their receipt;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (C)(5)	require	The person in charge shall ensure that: Employees are visibly observing foods as they are received to determine that they are from approved sources, delivered at the required temperatures, protected from contamination, unadulterated, and accurately presented, by routinely monitoring the employees' observations and periodically evaluating foods upon their receipt;	3717. ORC	Yes, state law	Yes, state law

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3717-1-02.4 (C)(6)	Shall	The person in charge shall ensure that: Employees are verifying that foods delivered to a food service operation or retail food establishment during non-operating hours are from approved sources and are placed into appropriate storage locations such that they are maintained at the required temperatures, protected from contamination, unadulterated, and accurately presented;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (C)(6)	require	The person in charge shall ensure that: Employees are verifying that foods delivered to a food service operation or retail food establishment during non-operating hours are from approved sources and are placed into appropriate storage locations such that they are maintained at the required temperatures, protected from contamination, unadulterated, and accurately presented;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (C)(7)	Shall	The person in charge shall ensure that: Employees are properly cooking time/temperature controlled for safety food, being particularly careful in cooking those foods known to cause severe foodborne illness and death, such as eggs and comminuted meats, through daily oversight of the employees' routine monitoring of the cooking temperatures using appropriate temperature measuring devices properly scaled and calibrated as specified under paragraph (K) of rule 3717-1-04.1 of the Administrative Code and paragraph (Q)(2) of rule 3717-1-04.4 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (C)(8)	Shall	The person in charge shall ensure that: Employees are using proper methods to rapidly cool time/temperature controlled for safety foods that are not held hot or are not for consumption within four hours, through daily oversight of the employees' routine monitoring of food temperatures during cooling;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (C)(9)	Shall	The person in charge shall ensure that: Employees are properly maintaining the temperatures of time/temperature controlled for safety foods during hot and cold holding through daily oversight of the employees' routine monitoring of food temperatures;	3717. ORC	Yes, state law	Yes, state law

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3717-1-02.4 (C)(10)	Shall	The person in charge shall ensure that: Consumers who order raw or partially cooked ready-to-eat foods of animal origin are informed as specified under paragraph (E) of rule 3717-1-03.5 of the Administrative Code that the food is not cooked sufficiently to ensure its safety;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (C)(11)	Shall	The person in charge shall ensure that: Employees are properly sanitizing cleaned multiuse equipment and utensils before they are reused, through routine monitoring of solution temperature and exposure time for hot water sanitizing, and chemical concentration, pH, temperature, and exposure time for chemical sanitizing;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (C)(12)	Shall	The person in charge shall ensure that: Consumers are notified that clean tableware is to be used when they return to self-service areas such as salad bars and buffets as specified under paragraph (O) of rule 3717-1-03.2 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (C)(13)	Shall	The person in charge shall ensure that: Except when approved as specified in paragraph (A)(4) of rule 3717-1-03.2 of the Administrative Code, employees are preventing cross-contamination of ready-to-eat food with bare hands by properly using suitable utensils such as deli tissue, spatulas, tongs, single-use gloves, or dispensing equipment;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (C)(14)	Shall	The person in charge shall ensure that: Employees are properly trained in food safety, including food allergy awareness, as it relates to their assigned duties;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (C)(15)	Shall	The person in charge shall ensure that: Food employees and conditional employees are informed in a verifiable manner of their responsibility to report in accordance with this chapter, to the person in charge, information about their health as it relates to diseases that are transmissible through food as specified under paragraph (A) of rule 3717-1-02.1 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law

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3717-1-02.4 (C)(16)	Shall	The person in charge shall ensure that: Written procedures and plans, as specified in this Chapter and as developed by the food service operation or retail food establishment, are maintained and implemented as required;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (C)(16)	require	The person in charge shall ensure that: Written procedures and plans, as specified in this Chapter and as developed by the food service operation or retail food establishment, are maintained and implemented as required;	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (C)(17)	Shall	The person in charge shall ensure that: The food service operation or retail food establishment has written procedures for employees to follow when responding to vomiting or diarrheal events that involve discharge onto surfaces in the food service operation or retail food establishment.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (C)(17)	Shall	The procedures shall address the specific actions employees must take to minimize the spread of contamination and the exposure of employees, consumers, food, and surfaces to vomitus or fecal matter.	3717. ORC	Yes, state law	Yes, state law
3717-1-02.4 (C)(17)	Must	The procedures shall address the specific actions employees must take to minimize the spread of contamination and the exposure of employees, consumers, food, and surfaces to vomitus or fecal matter.	3717. ORC	Yes, state law	Yes, state law
3717-1-03	Shall	Food shall be safe, unadulterated, and, as specified under paragraph (B) of rule 3717-1-03.5 of the Administrative Code, honestly presented.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (A)(1)	Shall	Food shall be obtained from sources that comply with law.	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.1 (A)(2)	may not	Except for products obtained from a home bakery registered by the Ohio department of agriculture, products from cottage food production operations, and maple syrup, honey, or sorghum products produced as provided in section 3715.021 of the Revised Code; food prepared in a private home may not be used or offered for human consumption in a food service operation or retail food establishment.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (A)(3)	shall	Packaged food shall be labeled as specified in law, including 21 C.F.R. 101, 9 C.F.R. 317, 9 C.F.R. 381 subpart N, and as specified under paragraphs (N) and (O) of this rule.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (A)(5)(a)	Shall	Whole-muscle, intact beef steaks that are intended for consumption in an undercooked form without a consumer advisory as specified in paragraph (A)(2) of rule 3717-1-03.3 of the Administrative Code shall be: Obtained from a food processing plant that, upon request by the purchaser, packages the steaks and labels them, to indicate that the steaks meet the definition of whole-muscle, intact beef;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (A)(5)(b)	Shall	Whole-muscle, intact beef steaks that are intended for consumption in an undercooked form without a consumer advisory as specified in paragraph (A)(2) of rule 3717-1-03.3 of the Administrative Code shall be: Deemed acceptable by the licensor based on other evidence, such as written buyer specifications or invoices, that indicates that the steaks meet the definition of whole-muscle, intact beef;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (A)(5)(c)(i)	Shall	Whole-muscle, intact beef steaks that are intended for consumption in an undercooked form without a consumer advisory as specified in paragraph (A)(2) of rule 3717-1-03.3 of the Administrative Code shall be: If individually cut in a food service operation or retail food establishment: Cut from whole-muscle intact beef that is labeled by a food processing plant as specified in paragraph (A)(5)(a) of this rule or identified as specified in paragraph (A)(5)(b) of this rule;	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.1 (A)(5)(c)(ii)	Shall	Whole-muscle, intact beef steaks that are intended for consumption in an undercooked form without a consumer advisory as specified in paragraph (A)(2) of rule 3717-1-03.3 of the Administrative Code shall be: If individually cut in a food service operation or retail food establishment: Prepared so they remain intact;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (A)(5)(c)(iii)	Shall	Whole-muscle, intact beef steaks that are intended for consumption in an undercooked form without a consumer advisory as specified in paragraph (A)(2) of rule 3717-1-03.3 of the Administrative Code shall be: If individually cut in a food service operation or retail food establishment: If packaged for undercooking in a food service operation or retail food establishment, labeled as specified in paragraph (A)(5)(a) of this rule or identified as specified in paragraph (A)(5)(b) of this rule.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (A)(6)	Shall	Meat and poultry that is not a ready-to-eat food and is in a packaged form when it is offered for sale or otherwise offered for consumption, shall be labeled to include safe handling instructions as specified in 9 C.F.R. 317.2(l) and 9 C.F.R. 381.125(b).	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (A)(7)	Shall	A food service operation or retail food establishment that sells or serves horse meat as defined in Chapter 919. of the Revised Code shall comply with all applicable provisions of Chapter 919. of the Revised Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (A)(8)	Shall	Eggs that have not been specifically treated to destroy all viable Salmonellae shall be labeled to include safe handling instructions as specified in 21 C.F.R. 101.17(h).	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (B)	Shall	Food in a hermetically sealed container shall be obtained from a food processing plant that is regulated by the food regulatory agency that has jurisdiction over the plant.	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.1 (C)	Shall	Fluid milk and milk products shall be obtained from sources that comply with grade A standards and manufactured milk standards as specified in Chapter 917. of the Revised Code and the rules adopted thereunder.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (D)(1)(a)	Shall	Fish that are received for sale or service shall be: Commercially and legally caught or harvested;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (D)(1)(b)	Shall	Fish that are received for sale or service shall be: Approved for sale or service.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (D)(2)	may not	Molluscan shellfish that are recreationally caught may not be received for sale or service.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (E)(1)	Shall	Molluscan shellfish shall be obtained from sources according to the requirements specified in the United States department of health and human services, public health service, food and drug administration, national shellfish sanitation program guide for the control of molluscan shellfish (2009).	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (E)(2)	Shall	Molluscan shellfish received in interstate commerce shall be from sources that are listed in the interstate certified shellfish shippers list.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (F)	prohibit	Mushroom species picked in the wild are prohibited for sale or service in a food service operation or retail food establishment.	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.1 (G)(1)(a)(i)	Shall	If game animals are received for sale or service they shall be: Commercially raised for food; Raised, slaughtered, and processed under a voluntary inspection program that is conducted under Chapter 918. of the Revised Code, 9 C.F.R. 352, or an equivalent program as determined by the director of agriculture;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (G)(1)(a)(ii)	Shall	If game animals are received for sale or service they shall be: Commercially raised for food; Under a routine inspection program conducted by a regulatory agency other than the agency that has animal health jurisdiction.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (G)(1)(b)	Shall	If game animals are received for sale or service they shall be: Under a voluntary inspection program administered by the USDA for game animals such as exotic animals (reindeer, elk, deer, antelope, water buffalo, or bison) that are "inspected and approved" in accordance with 9 C.F.R. 352 or rabbits that are "inspected and certified" in accordance with 9 C.F.R. 354 or Chapter 918. of the Revised Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (G)(2)	shall not	Wild game animals shall not be received for sale or service by a food service operation or retail food establishment.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (G)(3)	may not	A game animal may not be received for sale or service if it is a species of wildlife that is listed in 50 C.F.R. 17.	3717. ORC	Yes, both state and federal law	Yes, both state and federal law
3717-1-03.1 (H)(1)	shall	Refrigerated, time/temperature controlled for safety food shall be at a temperature of forty-one degrees Fahrenheit (five degrees Celsius) or below when received.	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.1 (H)(1)	must	This provision does not apply to raw eggs which must be received in refrigerated equipment that maintains an ambient air temperature of forty-five degrees Fahrenheit (seven degrees Celsius) or less, milk which may be received at an internal temperature of not more than forty-five degrees Fahrenheit (seven degrees Celsius), or to any other time/temperature controlled for safety food for which another temperature is specified by law governing its distribution, such as red meat and molluscan shellfish.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (H)(2)	shall	Time/temperature controlled for safety food that is cooked to a temperature and for a time specified under paragraph (A), (B), (C), or (D) of rule 3717-1-03.3 of the Administrative Code and received hot shall be at a temperature of one hundred thirty-five degrees Fahrenheit (fifty-seven degrees Celsius) or above.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (H)(3)	shall	A food that is labeled frozen and shipped frozen by a food processing plant shall be received frozen.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (H)(4)	shall	Upon receipt, time/temperature controlled for safety food shall be free of evidence of previous temperature abuse.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (I)	may not	Food may not contain unapproved food additives or additives that exceed amounts specified in 21 C.F.R. 170-180 relating to food additives, generally recognized as safe or prior sanctioned substances that exceed amounts specified in 21 C.F.R. 181-186, substances that exceed amounts specified in 9 C.F.R. 424.21(b), or pesticide residues that exceed provisions specified in 40 C.F.R. 180.	3717. ORC	Yes, both state and federal law	Yes, both state and federal law

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3717-1-03.1 (J)	shall	Eggs shall be received clean and sound and may not exceed the restricted egg tolerances for United States consumer grade B as specified in United States standards, grades, and weight classes for shell eggs, AMS 56.200 et seq., (as amended on July 20, 2000) administered by the agricultural marketing service of the USDA.	3717. ORC	Yes, both state and federal law	Yes, both state and federal law
3717-1-03.1 (J)	may not	Eggs shall be received clean and sound and may not exceed the restricted egg tolerances for United States consumer grade B as specified in United States standards, grades, and weight classes for shell eggs, AMS 56.200 et seq., (as amended on July 20, 2000) administered by the agricultural marketing service of the USDA.	3717. ORC	Yes, both state and federal law	Yes, both state and federal law
3717-1-03.1 (K)(1)	shall	Egg products shall be obtained pasteurized.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (K)(2)(a)	shall	Fluid and dry milk and milk products shall: Be obtained pasteurized;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (K)(2)(b)	shall	Fluid and dry milk and milk products shall: Comply with grade A or manufactured milk standards as specified in Chapter 917. of the Revised Code and the rules adopted thereunder.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (K)(3)	shall	Frozen milk products, such as ice cream, shall be obtained pasteurized as specified in 21 C.F.R. 135.	3717. ORC	Yes, both state and federal law	Yes, both state and federal law
3717-1-03.1 (K)(4)	shall	Cheese shall be obtained pasteurized unless alternative procedures to pasteurization are specified in the C.F.R., such as 21 C.F.R. 133 for curing certain cheese varieties.	3717. ORC	Yes, both state and federal law	Yes, both state and federal law

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3717-1-03.1 (L)	shall	Food packages shall be in good condition and protect the integrity of the contents so that the food is not exposed to adulteration or potential contaminants.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (M)	shall	Ice for use as a food or as a cooling medium shall be made from drinking water.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (N)(1)(a)	shall	Raw shucked shellfish shall be obtained in nonreturnable packages which bear a legible label that identifies the: Name, address, and certification number of the shucker-packer or repacker of the molluscan shellfish;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (N)(1)(b)	shall	Raw shucked shellfish shall be obtained in nonreturnable packages which bear a legible label that identifies the: The "sell by" or "best if used by" date for packages with a capacity of less than one-half gallon (1.89 liter) or the date shucked for packages with a capacity of one-half gallon (1.89 liter) or more.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (N)(2)	shall	A package of raw shucked shellfish that does not bear a label or which bears a label which does not contain all the information as specified under paragraph (N)(1) of this rule shall be subject to embargo, as allowed by rules adopted pursuant to section 3715.551 of the Revised Code, or seizure and destruction in accordance with 21 C.F.R. 1240.60(d).	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (O)(1)(a)(i)	shall	Shellstock shall be obtained in containers bearing legible source identification tags or labels that are affixed by the harvester or dealer that depurates, ships, or reships the shellstock, as specified in the national shellfish sanitation program guide for the control of molluscan shellfish, and that list: Except as specified under paragraph (O)(3) of this rule, on the harvester's tag or label, the following information in the following order: The harvester's	3717. ORC	Yes, state law	Yes, state law

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		identification number that is assigned by the shellfish control authority;			
3717-1-03.1 (O)(1)(a)(ii)	shall	Shellstock shall be obtained in containers bearing legible source identification tags or labels that are affixed by the harvester or dealer that depurates, ships, or reships the shellstock, as specified in the national shellfish sanitation program guide for the control of molluscan shellfish, and that list: Except as specified under paragraph (O)(3) of this rule, on the harvester's tag or label, the following information in the following order: The date of harvesting;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (O)(1)(a)(iii)	shall	Shellstock shall be obtained in containers bearing legible source identification tags or labels that are affixed by the harvester or dealer that depurates, ships, or reships the shellstock, as specified in the national shellfish sanitation program guide for the control of molluscan shellfish, and that list: Except as specified under paragraph (O)(3) of this rule, on the harvester's tag or label, the following information in the following order: The most precise identification of the harvest location or aquaculture site that is practicable based on the system of harvest area designations that is in use by the shellfish control authority and including the abbreviation of the name of the state or country in which the shellfish are harvested;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (O)(1)(a)(iv)	shall	Shellstock shall be obtained in containers bearing legible source identification tags or labels that are affixed by the harvester or dealer that depurates, ships, or reships the shellstock, as specified in the national shellfish sanitation program guide for the control of molluscan shellfish, and that list: Except as specified under paragraph (O)(3) of this rule, on the harvester's tag or label, the following information in the following order: The type and quantity of shellfish;	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.1 (O)(1)(a)(v)	shall	Shellstock shall be obtained in containers bearing legible source identification tags or labels that are affixed by the harvester or dealer that depurates, ships, or reships the shellstock, as specified in the national shellfish sanitation program guide for the control of molluscan shellfish, and that list: Except as specified under paragraph (O)(3) of this rule, on the harvester's tag or label, the following information in the following order: The following statement in bold, capitalized type: "This tag is required to be attached until container is empty or retagged and thereafter kept on file for ninety days;"	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (O)(1)(a)(v)	require	Shellstock shall be obtained in containers bearing legible source identification tags or labels that are affixed by the harvester or dealer that depurates, ships, or reships the shellstock, as specified in the national shellfish sanitation program guide for the control of molluscan shellfish, and that list: Except as specified under paragraph (O)(3) of this rule, on the harvester's tag or label, the following information in the following order: The following statement in bold, capitalized type: "This tag is required to be attached until container is empty or retagged and thereafter kept on file for ninety days;"	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (O)(1)(b)(i)	shall	Shellstock shall be obtained in containers bearing legible source identification tags or labels that are affixed by the harvester or dealer that depurates, ships, or reships the shellstock, as specified in the national shellfish sanitation program guide for the control of molluscan shellfish, and that list: Except as specified in paragraph (O)(4) of this rule, on each dealer's tag or label, the following information in the following order: The dealer's name and address, and the certification number assigned by the shellfish control authority;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (O)(1)(b)(ii)	shall	Shellstock shall be obtained in containers bearing legible source identification tags or labels that are affixed by the harvester or dealer that depurates, ships, or reships the shellstock, as specified in the national shellfish sanitation program guide for the control of	3717. ORC	Yes, state law	Yes, state law

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		molluscan shellfish, and that list: Except as specified in paragraph (O)(4) of this rule, on each dealer's tag or label, the following information in the following order: The original shipper's certification number including the abbreviation of the name of the state or country in which the shellfish are harvested;			
3717-1-03.1 (O)(1)(b)(iii)	shall	Shellstock shall be obtained in containers bearing legible source identification tags or labels that are affixed by the harvester or dealer that depurates, ships, or reships the shellstock, as specified in the national shellfish sanitation program guide for the control of molluscan shellfish, and that list: Except as specified in paragraph (O)(4) of this rule, on each dealer's tag or label, the following information in the following order: The same information as specified for a harvester's tag under paragraphs (O)(1)(a)(ii) to (O)(1)(a)(iv) of this rule;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (O)(1)(b)(iv)	shall	Shellstock shall be obtained in containers bearing legible source identification tags or labels that are affixed by the harvester or dealer that depurates, ships, or reships the shellstock, as specified in the national shellfish sanitation program guide for the control of molluscan shellfish, and that list: Except as specified in paragraph (O)(4) of this rule, on each dealer's tag or label, the following information in the following order: The following statement in bold, capitalized type: "This tag is required to be attached until container is empty and thereafter kept on file for ninety days."	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (O)(1)(b)(iv)	require	Shellstock shall be obtained in containers bearing legible source identification tags or labels that are affixed by the harvester or dealer that depurates, ships, or reships the shellstock, as specified in the national shellfish sanitation program guide for the control of molluscan shellfish, and that list: Except as specified in paragraph (O)(4) of this rule, on each dealer's tag or label, the following information in the following order: The following statement in bold, capitalized type: "This tag is required to be attached until container is empty and thereafter kept on file for ninety days."	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.1 (O)(2)	shall	A container of shellstock that does not bear a tag or label or that bears a tag or label that does not contain all the information as specified under paragraph (O)(1) of this rule shall be subject to embargo, as allowed by rules adopted pursuant to section 3715.551 of the Revised Code, or seizure, and destruction in accordance with 21 C.F.R. 1240.60(d).	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (O)(3)	shall	If a place is provided on the harvester's tag or label for a dealer's name, address, and certification number, the dealer's information shall be listed first.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (O)(4)	shall	If the harvester's tag or label is designed to accommodate each dealer's identification as specified under paragraphs (O)(1)(b)(i) and (O)(1)(b)(ii) of this rule, individual dealer tags or labels need not be provided.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (Q)(1)	may not	Molluscan shellfish may not be removed from the container in which they are received other than immediately before sale or preparation for service except as provided in paragraphs (Q)(2) to (Q)(4) of this rule.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (R)(1)	shall	Except as specified under paragraph (R)(3)(b) of this rule, shellstock tags or labels shall remain attached to the container in which the shellstock are received until the container is empty.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (R)(2)	shall	The date when the last shellstock from the container is sold or served shall be recorded on the tag or label.	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.1 (R)(3)(a)	shall	The identity of the source of shellstock that are sold or served shall be maintained by retaining shellstock tags or labels for ninety calendar days from the date that is recorded on the tag or label, as specified under paragraph (R)(2) of this rule, by: Using an approved record keeping system that keeps the tags or labels in chronological order correlated to the date that is recorded on the tag or label, as specified under paragraph (R)(2) of this rule;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (R)(3)(b)(i)	shall	The identity of the source of shellstock that are sold or served shall be maintained by retaining shellstock tags or labels for ninety calendar days from the date that is recorded on the tag or label, as specified under paragraph (R)(2) of this rule, by: If shellstock are removed from their tagged or labeled container: Preserving source identification by using a record keeping system as specified under paragraph (R)(3)(a) of this rule;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (R)(3)(b)(ii)	shall	The identity of the source of shellstock that are sold or served shall be maintained by retaining shellstock tags or labels for ninety calendar days from the date that is recorded on the tag or label, as specified under paragraph (R)(2) of this rule, by: If shellstock are removed from their tagged or labeled container: Ensuring that shellstock from one tagged or labeled container are not commingled with shellstock from another container with different certification numbers; different harvest dates; or different growing areas as identified on the tag or label before being ordered by the consumer.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (S)(1)	shall	Pre-packaged juice shall: Be obtained from a processor with a HACCP system as specified in 21 C.F.R. 120;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.1 (S)(2)	shall	Pre-packaged juice shall: Be obtained pasteurized or otherwise treated to attain a 5-log reduction of the most resistant microorganism of public health significance as specified in 21 C.F.R. 120.24;	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.1 (S)(3)	shall	Pre-packaged juice shall: Be obtained from a food processing establishment defined in rule 901:3-23-01 (B) of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (A)(1)	shall	Food employees shall wash their hands as specified under paragraph (B) of rule 3717-1-02.2 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (A)(2)	may not	Except when washing fruits and vegetables as specified under paragraph (G) of this rule or as specified in paragraph (A)(4) of this rule, food employees may not contact exposed, ready-to-eat food with their bare hands and shall use suitable utensils such as deli tissue, spatulas, tongs, single-use gloves, or dispensing equipment.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (A)(2)	shall	Except when washing fruits and vegetables as specified under paragraph (G) of this rule or as specified in paragraph (A)(4) of this rule, food employees may not contact exposed, ready-to-eat food with their bare hands and shall use suitable utensils such as deli tissue, spatulas, tongs, single-use gloves, or dispensing equipment.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (A)(4)(d)(vi)	prohibit	Documentation that food employees acknowledge that they have received training in: Prohibition of jewelry as specified under paragraph (G) of rule 3717-1-02.2 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (A)(5)	shall	Food employees shall minimize bare hand and arm contact with exposed food that is not in a ready-to-eat form.	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.2 (B)	may not	A food employee may not use a utensil more than once to taste food that is to be sold or served.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (C)(1)(a)(i)	shall	Food shall be protected from cross contamination by: Except as specified in paragraph (C)(1)(a)(iii) of this rule, separating raw animal foods during storage, preparation, holding, and display from: Raw ready-to-eat food including other raw animal food such as fish for sushi or molluscan shellfish, or other raw ready-to-eat food such as fruits and vegetables;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (C)(1)(a)(ii)	shall	Food shall be protected from cross contamination by: Except as specified in paragraph (C)(1)(a)(iii) of this rule, separating raw animal foods during storage, preparation, holding, and display from: Cooked ready-to-eat food.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (C)(1)(a)(iii)	shall	Food shall be protected from cross contamination by: Except as specified in paragraph (C)(1)(a)(iii) of this rule, separating raw animal foods during storage, preparation, holding, and display from: Frozen, commercially processed and packaged raw animal food may be stored or displayed with or above frozen, commercially processed and packaged, ready-to-eat food.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (C)(1)(b)(i)	shall	Food shall be protected from cross contamination by: Except when combined as ingredients, separating types of raw animal foods from each other such as beef, fish, lamb, pork, and poultry during storage, preparation, holding, and display by: Using separate equipment for each type;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (C)(1)(b)(ii)	shall	Food shall be protected from cross contamination by: Except when combined as ingredients, separating types of raw animal foods from each other such as beef, fish, lamb, pork, and poultry during storage, preparation, holding, and display by: Arranging each type of food in equipment so that cross contamination of one type with another is prevented;	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.2 (C)(1)(b)(iii)	shall	Food shall be protected from cross contamination by: Except when combined as ingredients, separating types of raw animal foods from each other such as beef, fish, lamb, pork, and poultry during storage, preparation, holding, and display by: Preparing each type of food at different times or in separate areas.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (C)(1)(c)	shall	Food shall be protected from cross contamination by: Cleaning equipment and utensils as specified under paragraph (B)(1) of rule 3717-1-04.5 of the Administrative Code and sanitizing as specified under paragraph (C) of rule 3717-1-04.6 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (C)(1)(d)	shall	Food shall be protected from cross contamination by: Cleaning hermetically sealed containers of food of visible soil before opening;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (C)(1)(e)	shall	Food shall be protected from cross contamination by: Protecting food containers that are received packaged together in a case or overwrap from cuts when the case or overwrap is opened;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (C)(1)(f)	shall	Food shall be protected from cross contamination by: Storing damaged, spoiled, or recalled food being held in the food service operation or retail food establishment as specified under paragraph (D) of rule 3717-1-06.3 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (C)(1)(g)	shall	Food shall be protected from cross contamination by: Separating fruits and vegetables, before they are washed as specified under paragraph (G) of this rule from ready-to-eat food.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (C)(2)(a)	shall	Packaged and unpackaged food - preventing contamination by separation, packaging, and segregation. Storing the food in packages, covered containers, or wrappings. This provision does	3717. ORC	Yes, state law	Yes, state law

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		not apply to: Whole, uncut, raw fruits and vegetables and nuts in the shell, that require peeling or hulling before consumption;			
3717-1-03.2 (C)(2)(a)	require	Whole, uncut, raw fruits and vegetables and nuts in the shell, that require peeling or hulling before consumption;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (D)	shall	Except that containers holding food that can be readily and unmistakably recognized such as dry pasta working containers holding food or food ingredients that are removed from their original packages for use in a food service operation or retail food establishment, such as cooking oils, flour, herbs, potato flakes, salt, spices, and sugar shall be identified with the common name of the food.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (E)(1)	Shall	Pasteurized eggs or egg products shall be substituted for raw eggs in the preparation of foods such as Caesar salad, hollandaise or Bearnaise sauce, mayonnaise, meringue, eggnog, ice cream, and egg-fortified beverages that are not: Cooked as specified under paragraph (A)(1)(a) or (A)(1)(b) of rule 3717-1-03.3 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (E)(2)	Shall	Pasteurized eggs or egg products shall be substituted for raw eggs in the preparation of foods such as Caesar salad, hollandaise or Bearnaise sauce, mayonnaise, meringue, eggnog, ice cream, and egg-fortified beverages that are not: Included in paragraph (A)(3) of rule 3717-1-03.3 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (F)(1)(a)	Shall	Food shall be protected from contamination that may result from the addition of, as specified in paragraph (I) of rule 3717-1-03.1 of the Administrative Code: Unsafe or unapproved food or color additives;	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.2 (F)(1)(b)	Shall	Food shall be protected from contamination that may result from the addition of, as specified in paragraph (I) of rule 3717-1-03.1 of the Administrative Code: Unsafe or unapproved levels of approved food and color additives.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (F)(2)(a)	may not	A food employee may not: Apply sulfiting agents to fresh fruits or vegetables intended for raw consumption or to a food considered to be a good source of vitamin B1;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (F)(2)(b)	may not	A food employee may not: Except for grapes, serve or sell food specified under paragraph (F)(2)(a) of this rule that is treated with sulfiting agents before receipt by the food service operation or retail food establishment.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (G)(1)	shall	Raw fruits and vegetables shall be thoroughly washed in water to remove soil and other contaminants before being cut, combined with other ingredients, cooked, served, or offered for human consumption in ready-to-eat form except: Fruits and vegetables may be washed by using chemicals as specified under paragraph (F) of rule 3717-1-07.1 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (G)(2)	shall	Raw fruits and vegetables shall be thoroughly washed in water to remove soil and other contaminants before being cut, combined with other ingredients, cooked, served, or offered for human consumption in ready-to-eat form except: Whole, raw fruits and vegetables that are intended for washing by the consumer before consumption need not be washed before they are sold.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (G)(3)	shall	Raw fruits and vegetables shall be thoroughly washed in water to remove soil and other contaminants before being cut, combined with other ingredients, cooked, served, or offered for human consumption in ready-to-eat form except: Devices used for on-site generation of chemicals meeting the requirements specified in 21 C.F.R. 173.315, for the washing of raw, whole fruits and	3717. ORC	Yes, state law	Yes, state law

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		vegetables shall be used in accordance with the manufacturer's instructions.			
3717-1-03.2 (H)	may not	After use as a medium for cooling the exterior surfaces of food such as melons or fish, packaged foods such as canned beverages, or cooling coils and tubes of equipment, ice may not be used as food.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (I)(1)	may not	Packaged food may not be stored in direct contact with ice or water if the food is subject to the entry of water because of the nature of its packaging, wrapping, or container or its positioning in the ice or water.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (I)(2)(a)	may not	Unpackaged food may not be stored in direct contact with undrained ice, except that: Whole, raw fruits or vegetables; cut, raw vegetables such as celery or carrot sticks or cut potatoes; and tofu may be immersed in ice or water;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (I)(2)(b)	may not	Unpackaged food may not be stored in direct contact with undrained ice, except that: Raw poultry and raw fish that are received immersed in ice in shipping containers may remain in that condition while in storage awaiting preparation, display, service, or sale.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (J)(1)	shall	Food shall only contact the surfaces of: Equipment and utensils that are cleaned as specified under rule 3717-1-04.5 of the Administrative Code and sanitized as specified under rule 3717-1-04.6 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (J)(2)	shall	Food shall only contact the surfaces of: Single-service and single-use articles;	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.2 (J)(3)	shall	Food shall only contact the surfaces of: Linens, such as cloth napkins, as specified under paragraph (L) of this rule that are laundered as specified under rule 3717-1-04.7 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (K)(1)	shall	During pauses in food preparation or dispensing, food preparation and dispensing utensils shall be stored: (1) Except as specified under paragraphs (K)(2) and (K)(3) of this rule, in the food with their handles above the top of the food and the container;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (K)(2)	shall	During pauses in food preparation or dispensing, food preparation and dispensing utensils shall be stored: In any manner within a food ingredient, provided the entire ingredient batch undergoes further cooking as specified in rule 3717-1-03.3 of the Administrative Code, and the utensil is cleaned and sanitized at a frequency specified under paragraphs (A) and (B) of rule 3717-1-04.5 of the Administrative Code and paragraph (B) of rule 3717-1-04.6 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (K)(3)	shall	During pauses in food preparation or dispensing, food preparation and dispensing utensils shall be stored: In food that is not time/temperature controlled for safety with their handles above the top of the food within containers or equipment that can be closed, such as bins of sugar, flour, or cinnamon;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (K)(4)	shall	During pauses in food preparation or dispensing, food preparation and dispensing utensils shall be stored: On a clean portion of the food preparation table or cooking equipment only if the in-use utensil and the food-contact surface of the food preparation table or cooking equipment are cleaned and sanitized at a frequency specified under paragraphs (A) and (B) of rule 3717-1-04.5 of the Administrative Code and paragraph (B) of rule 3717-1-04.6 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.2 (K)(5)	shall	During pauses in food preparation or dispensing, food preparation and dispensing utensils shall be stored: In running water of sufficient velocity to flush particulates to the drain, if used with moist food such as ice cream or mashed potatoes;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (K)(6)	shall	During pauses in food preparation or dispensing, food preparation and dispensing utensils shall be stored: In a clean, protected location if the utensils, such as an ice scoops, are used only with a food that is not time/temperature controlled for safety;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (K)(7)	shall	During pauses in food preparation or dispensing, food preparation and dispensing utensils shall be stored: In a container of water if the water is maintained at a temperature of at least one hundred thirty-five degrees Fahrenheit (fifty-seven degrees Celsius) and the container is cleaned at a frequency specified under paragraph (B)(2)(g) of rule 3717-1-04.5 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (L)	may not	Linens, such as cloth napkins, may not be used in contact with food unless they are used in the dough raising process or to line a container for the service of foods, and the linens and napkins are replaced each time the container is refilled for a new consumer.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (M)(1)(a)	shall	Cloths that are in use for wiping food spills from tableware and carry-out containers that occur as food is being served shall be: Maintained dry;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (M)(1)(b)	shall	Cloths that are in use for wiping food spills from tableware and carry-out containers that occur as food is being served shall be: Used for no other purpose.	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.2 (M)(2)(a)	shall	Cloths that are in use for wiping counters and other equipment surfaces shall be: Held between uses in a chemical sanitizer solution at a concentration specified under paragraph (N) of rule 3717-1-04.4 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (M)(2)(b)	shall	Cloths that are in use for wiping counters and other equipment surfaces shall be: Laundered daily as specified under paragraph (B)(4) of rule 3717-1-04.7 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (M)(3)	shall	Cloths that are in use for wiping surfaces in contact with raw animal foods shall be kept separate from cloths used for other purposes.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (M)(4)	shall	Dry wiping cloths and the chemical sanitizing solutions specified in paragraph (M)(2)(a) of this rule in which wet wiping cloths are held between uses shall be free of food debris and visible soil.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (M)(5)	shall	Containers of chemical sanitizing solutions specified in paragraph (M)(2)(a) of this rule in which wet wiping cloths are held between uses shall be stored off the floor and used in a manner that prevents contamination of food, equipment, utensils, linens, single-service articles, or single-use articles.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (M)(6)	shall	Single-use disposable sanitizer wipes shall be used in accordance with EPA - approved manufacturer's label use instructions.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (N)(1)	shall	If used, single-use gloves shall be used for only one task such as working with ready-to-eat food or with raw animal food, used for no other purpose, and discarded when damaged or soiled, or when interruptions occur in the operation.	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.2 (N)(2)	shall	Slash-resistant gloves that are used to protect the hands during operations requiring cutting shall be used in direct contact only with food that is subsequently cooked as specified under rule 3717-1-03.3 of the Administrative Code such as frozen food or a primal cut of meat. This does not prohibit the use of slash-resistant gloves with ready-to-eat food that will not be subsequently cooked if the slash-resistant gloves have a smooth, durable, and nonabsorbent outer surface; or if the slash-resistant gloves are covered with a smooth, durable, nonabsorbent glove, or a single-use glove.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (N)(3)	may not	Cloth gloves may not be used in direct contact with food unless the food is subsequently cooked as required under rule 3717-1-03.3 of the Administrative Code such as frozen food or a primal cut of meat.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (N)(3)	require	Cloth gloves may not be used in direct contact with food unless the food is subsequently cooked as required under rule 3717-1-03.3 of the Administrative Code such as frozen food or a primal cut of meat.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (N)(4)	prohibit	The use of latex gloves is prohibited in food service operations and retail food establishments. Types of non-latex gloves that are permitted for use in food service operations and retail food establishments include but are not limited to nitrile, polyethylene, and vinyl.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (O)(1)	may not	Except for refilling a consumer's drinking cup or container without contact between the pouring utensil and the lip-contact area of the drinking cup or container, food employees may not use tableware, including single-service articles, soiled by the consumer, to provide second portions or refills.	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.2 (O)(2)	may not	Self-service consumers may not be allowed to use soiled tableware, including single-service articles, to obtain additional food from the display and serving equipment; except that drinking cups and containers may be reused by self-service consumers if refilling is a contamination-free process as specified under paragraphs (P)(1), (P)(2), and (P)(4) of rule 3717-1-04.1 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (P)(1)	shall	Except as specified in paragraphs (P)(2) to (P)(5) of this rule, empty containers returned to a food service operation or retail food establishment for cleaning and refilling with food shall be cleaned and refilled in a regulated food processing plant.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (Q)(1)(a)	shall	Except as hereinafter provided in this rule, food shall be protected from contamination by storing the food: In a clean, dry location;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (Q)(1)(b)	shall	Except as hereinafter provided in this rule, food shall be protected from contamination by storing the food: Where it is not exposed to splash, dust, or other contamination;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (Q)(1)(c)	shall	Except as hereinafter provided in this rule, food shall be protected from contamination by storing the food: At least six inches (fifteen centimeters) above the floor.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (R)(1)	may not	Food may not be stored: In locker rooms;	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.2 (R)(2)	may not	Food may not be stored In toilet rooms;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (R)(3)	may not	Food may not be stored: In dressing rooms;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (R)(4)	may not	Food may not be stored: In garbage rooms;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (R)(5)	may not	Food may not be stored: In mechanical rooms;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (R)(6)	may not	Food may not be stored: Under sewer lines that are not shielded to intercept potential drips;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (R)(7)	may not	Food may not be stored: Under leaking water lines, including leaking automatic fire sprinkler heads, or under lines on which water has condensed;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (R)(8)	may not	Food may not be stored: Under open stairwells;	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.2 (R)(9)	may not	Food may not be stored: Under other sources of contamination.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (S)	shall	Time/temperature controlled for safety food dispensed through a vending machine shall be in the package in which it was placed at the food service operation, retail food establishment, or food processing plant at which it was prepared.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (T)	shall	During preparation, unpackaged food shall be protected from environmental sources of contamination.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (U)	shall	Except for nuts in the shell and whole, raw fruits and vegetables that are intended for hulling, peeling, or washing by the consumer before consumption, food on display shall be protected from contamination by the use of packaging; counter, service line, or salad bar food guards; display cases; or other effective means.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (V)(1)	shall	Condiments shall be protected from contamination by being kept in dispensers that are designed to provide protection, protected food displays provided with the proper utensils, original containers designed for dispensing, or individual packages or portions.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (V)(2)	shall	Condiments at a vending machine location shall be in individual packages or provided in dispensers that are filled at an approved location, such as the food service operation or retail food establishment that provides food to the vending machine location on its premises, a food processing plant, or a properly equipped facility that is located on the site of the vending machine location.	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.2 (W)(1)(a)	may not	Raw, unpackaged animal food, such as beef, lamb, pork, poultry, and fish may not be offered for consumer self-service. This paragraph does not apply to:	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (W)(1)(b)	may not	Raw, unpackaged animal food, such as beef, lamb, pork, poultry, and fish may not be offered for consumer self-service. This paragraph does not apply to:	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (W)(1)(c)	may not	Raw, unpackaged animal food, such as beef, lamb, pork, poultry, and fish may not be offered for consumer self-service. This paragraph does not apply to:	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (W)(2)	shall	Consumer self-service operations for ready-to-eat foods shall be provided with suitable utensils or effective dispensing methods that protect the food from contamination.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (W)(3)	shall	Consumer self-service operations such as buffets and salad bars shall be monitored by food employees trained in safe operating procedures.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (X)(1)	may not	After being served or sold and in the possession of a consumer, food that is unused or returned by the consumer may not be offered as food for human consumption; except a container of food that is not time/temperature controlled for safety may be re-served from one consumer to another if: The population served is not as specified in paragraphs (F)(1) and (F)(2) of rule 3717-1-03.7 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.2 (X)(2)	may not	After being served or sold and in the possession of a consumer, food that is unused or returned by the consumer may not be offered as food for human consumption; except a container of food that is not time/temperature controlled for safety may be re-served from one consumer to another if: The food is dispensed so that it is protected from contamination and the container is closed between uses, such as a narrow-neck bottle containing catsup, steak sauce, or wine;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (X)(3)	may not	After being served or sold and in the possession of a consumer, food that is unused or returned by the consumer may not be offered as food for human consumption; except a container of food that is not time/temperature controlled for safety may be re-served from one consumer to another if: The food, such as crackers, salt, or pepper, is in an unopened original package and is maintained in sound condition.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.2 (Y)	Shall	Food shall be protected from contamination that may result from a factor or source not specified under paragraphs (A) to (X) of this rule.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.3 (A)(1)(a)(i)	shall	Except as provided under paragraphs (A)(2), (A)(3), and (A)(4) of this rule, raw animal foods such as eggs, fish, meat, poultry, and foods containing these raw animal foods, shall be cooked to heat all parts of the food to a temperature and for a time that complies with one of the following methods based on the food that is being cooked: One-hundred forty-five degrees Fahrenheit (sixty-three degrees Celsius) or above for fifteen seconds for: Raw eggs that are broken and prepared in response to a consumer's order and for immediate service;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.3 (A)(1)(a)(ii)	shall	Except as provided under paragraphs (A)(2), (A)(3), and (A)(4) of this rule, raw animal foods such as eggs, fish, meat, poultry, and foods containing these raw animal foods, shall be cooked to heat all parts of the food to a temperature and for a time that complies with one of the following methods based on the food that is being	3717. ORC	Yes, state law	Yes, state law

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		cooked: One-hundred forty-five degrees Fahrenheit (sixty-three degrees Celsius) or above for fifteen seconds for: Except as specified under paragraphs (A)(1)(b), (A)(1)(c), (A)(2) and (A)(4) of this rule, fish and meat including game animals commercially raised for food as specified under paragraph (G)(1)(a) of rule 3717-1-03.1 of the Administrative Code and game animals under a voluntary inspection program as specified under paragraph (G)(1)(b) of rule 3717-1-03.1 of the Administrative Code.			
3717-1-03.3 (A)(1)(b)	shall	Except as provided under paragraphs (A)(2), (A)(3), and (A)(4) of this rule, raw animal foods such as eggs, fish, meat, poultry, and foods containing these raw animal foods, shall be cooked to heat all parts of the food to a temperature and for a time that complies with one of the following methods based on the food that is being cooked: One-hundred fifty-five degrees Fahrenheit (sixty-eight degrees Celsius) for fifteen seconds or the temperature specified in the following chart that corresponds to the holding time for ratites, mechanically tenderized, and injected meats; the following if they are comminuted: fish, meat, game animals commercially raised for food as specified under paragraph (G)(1)(a) of rule 3717-1-03.1 of the Administrative Code; and game animals under a voluntary inspection program as specified under paragraph (G)(1)(b) of rule 3717-1-03.1 of the Administrative Code; and raw eggs that are not prepared as specified under paragraph (A)(1)(a)(i) of this rule:	3717. ORC	Yes, state law	Yes, state law
3717-1-03.3 (A)(1)(c)	shall	Except as provided under paragraphs (A)(2), (A)(3), and (A)(4) of this rule, raw animal foods such as eggs, fish, meat, poultry, and foods containing these raw animal foods, shall be cooked to heat all parts of the food to a temperature and for a time that complies with one of the following methods based on the food that is being cooked: One-hundred sixty-five degrees Fahrenheit (seventy-four degrees Celsius) or above for fifteen seconds for poultry, baluts, stuffed fish, stuffed meat, stuffed pasta, stuffed poultry, stuffed ratites, or stuffing containing fish, meat, poultry, or ratites.	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.3 (B)(1)	shall	Raw animal foods cooked in a microwave oven shall be: Rotated or stirred throughout or midway during cooking to compensate for uneven distribution of heat;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.3 (B)(2)	shall	Raw animal foods cooked in a microwave oven shall be: Covered to retain surface moisture;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.3 (B)(3)	shall	Raw animal foods cooked in a microwave oven shall be: Heated to a temperature of at least one hundred sixty-five degrees Fahrenheit (seventy-four degrees Celsius) in all parts of the food;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.3 (B)(4)	shall	Raw animal foods cooked in a microwave oven shall be: Allowed to stand covered for two minutes after cooking to obtain temperature equilibrium.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.3 (C)	shall	Fruits and vegetables that are cooked for hot holding shall be cooked to a temperature of one hundred thirty-five degrees Fahrenheit (fifty-seven degrees Celsius).	3717. ORC	Yes, state law	Yes, state law
3717-1-03.3 (D)(1)	shall	Raw animal foods that are cooked using a non-continuous cooking process shall be: Subject to an initial heating process that is no longer than sixty minutes in duration;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.3 (D)(2)	shall	Raw animal foods that are cooked using a non-continuous cooking process shall be: Immediately after initial heating, cooled according to the time and temperature parameters specified for cooked time/temperature controlled for safety food under paragraph (D)(1) of rule 3717-1-03.4 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.3 (D)(3)	shall	Raw animal foods that are cooked using a non-continuous cooking process shall be: After cooling, held frozen or cold, as specified for time/temperature controlled for safety food under paragraph (F)(1)(b) of rule 3717-1-03.4 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.3 (D)(4)	shall	Raw animal foods that are cooked using a non-continuous cooking process shall be: Prior to sale or service, cooked using a process that heats all parts of the food to a temperature and for a time as specified under paragraphs (A)(1), (A)(2) and (A)(4) of this rule;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.3 (D)(5)	shall	Raw animal foods that are cooked using a non-continuous cooking process shall be: Cooled according to the time and temperature parameters specified for cooked time/temperature controlled for safety food under paragraph (E)(1) of rule 3717-1-03.4 of the Administrative Code if not either hot held as specified under paragraph (F)(1) of rule 3717-1-03.4 of the Administrative Code, served immediately, or held using time as a public health control as specified under paragraph (I) of rule 3717-1-03.4 of the Administrative Code after complete cooking;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.3 (D)(6)(a)	shall	Raw animal foods that are cooked using a non-continuous cooking process shall be: Prepared and stored according to written procedures that: Have obtained prior approval from the licensor;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.3 (D)(6)(b)	shall	Raw animal foods that are cooked using a non-continuous cooking process shall be: Prepared and stored according to written procedures that: Are maintained in the food service operation or retail food establishment and are available to the licensor upon request;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.3 (D)(6)(c)	shall	Raw animal foods that are cooked using a non-continuous cooking process shall be: Prepared and stored according to written procedures that: Describe how the requirements specified under paragraphs (D)(1), (D)(2), (D)(3), (D)(4) and (D)(5) of this rule	3717. ORC	Yes, state law	Yes, state law

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		are to be monitored and documented by the license holder and the corrective actions to be taken if the requirements are not met;			
3717-1-03.3 (D)(6)(d)	must	Prepared and stored according to written procedures that: Describe how the foods, after initial heating, but prior to complete cooking, are to be marked or otherwise identified as foods that must be cooked as specified under paragraph (D)(4) of this rule prior to being offered for sale or service;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.3 (D)(6)(e)	Shall	Prepared and stored according to written procedures that: Describe how the foods, after initial heating but prior to cooking as specified under paragraph (D)(4) of this rule, are to be separated from ready-to-eat foods as specified under paragraph (C) of rule 3717-1-03.2 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.3 (E)(1)(a)	shall	Except as specified in paragraph (E)(2) of this rule, before service or sale in ready-to-eat form, raw, raw-marinated, partially cooked, or marinated-partially cooked fish shall be: Frozen and stored at a temperature of minus four degrees Fahrenheit (minus twenty degrees Celsius) or below for a minimum of one hundred sixty-eight hours (seven days) in a freezer;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.3 (E)(1)(b)	shall	Except as specified in paragraph (E)(2) of this rule, before service or sale in ready-to-eat form, raw, raw-marinated, partially cooked, or marinated-partially cooked fish shall be: Frozen at minus thirty-one degrees Fahrenheit (minus thirty-five degrees Celsius) or below until solid and stored at minus thirty-one degrees Fahrenheit (minus thirty-five degrees Celsius) or below for a minimum of fifteen hours;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.3 (E)(1)(c)	shall	Except as specified in paragraph (E)(2) of this rule, before service or sale in ready-to-eat form, raw, raw-marinated, partially cooked, or marinated-partially cooked fish shall be: Frozen at minus thirty-one degrees Fahrenheit (minus thirty-five degrees Celsius) or below until solid and stored at minus four degrees Fahrenheit	3717. ORC	Yes, state law	Yes, state law

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		(minus twenty degrees Celsius) or below for a minimum of twenty-four hours.			
3717-1-03.3 (F)(1)	shall	Except as specified in paragraph (E)(2) of this rule, if raw, raw-marinated, partially cooked, or marinated-partially cooked fish are served or sold in ready-to-eat form, the person in charge shall record the freezing temperature and time to which the fish are subjected and shall retain the records at the food service operation or retail food establishment for ninety calendar days beyond the time of service or sale of the fish. If the fish are frozen by a supplier, a written agreement or statement from the supplier stipulating that the fish supplied are frozen to a temperature and for a time specified under paragraph (E)(1) of this rule may substitute for the records required by this paragraph.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.3 (F)(1)	shall	Except as specified in paragraph (E)(2) of this rule, if raw, raw-marinated, partially cooked, or marinated-partially cooked fish are served or sold in ready-to-eat form, the person in charge shall record the freezing temperature and time to which the fish are subjected and shall retain the records at the food service operation or retail food establishment for ninety calendar days beyond the time of service or sale of the fish. If the fish are frozen by a supplier, a written agreement or statement from the supplier stipulating that the fish supplied are frozen to a temperature and for a time specified under paragraph (E)(1) of this rule may substitute for the records required by this paragraph.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.3 (F)(1)	require	Except as specified in paragraph (E)(2) of this rule, if raw, raw-marinated, partially cooked, or marinated-partially cooked fish are served or sold in ready-to-eat form, the person in charge shall record the freezing temperature and time to which the fish are subjected and shall retain the records at the food service operation or retail food establishment for ninety calendar days beyond the time of service or sale of the fish. If the fish are frozen by a	3717. ORC	Yes, state law	Yes, state law

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		supplier, a written agreement or statement from the supplier stipulating that the fish supplied are frozen to a temperature and for a time specified under paragraph (E)(1) of this rule may substitute for the records required by this paragraph.			
3717-1-03.3 (F)(2)	shall	If raw, raw-marinated, partially cooked, or marinated-partially cooked fish are served or sold in ready-to-eat form, and the fish are raised and fed as specified in paragraph (E)(2)(d) of this rule, a written agreement or statement from the supplier or aquaculturist stipulating that the fish were raised and fed as specified in paragraph (E)(2)(d) of this rule shall be obtained by the person in charge and retained in the records of the food service operation or retail food establishment for ninety calendar days beyond the time of service or sale of the fish.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.3 (H)(1)	shall	Except as specified under paragraphs (H)(2) and (H)(3) of this rule, time/temperature controlled for safety food that is cooked, cooled, and reheated for hot holding shall be reheated so that all parts of the food reach a temperature of at least one hundred sixty-five degrees Fahrenheit (seventy-four degrees Celsius) for fifteen seconds. Remaining unsliced portions of meat roasts that are cooked as specified under paragraph (A)(4) of this rule may be reheated for hot holding using the oven parameters and minimum time and temperature conditions specified under that paragraph.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.3 (H)(2)	shall	Except as specified under paragraph (H)(3) of this rule, time/temperature controlled for safety food reheated in a microwave oven for hot holding shall be reheated so that all parts of the food reach a temperature of at least one hundred sixty-five degrees Fahrenheit (seventy-four degrees Celsius) and the food is rotated or stirred, covered, and allowed to stand covered for two minutes after reheating.	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.3 (H)(3)	shall	Ready-to-eat time/temperature controlled for safety food that has been commercially processed and packaged in a food processing plant that is inspected by the regulatory authority that has jurisdiction over the plant, shall be heated to a temperature of at least one hundred thirty-five degrees Fahrenheit (fifty-seven degrees Celsius) when being reheated for hot holding.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.3 (H)(4)	may not	Reheating for hot holding as specified under paragraphs (H)(1), (H)(2) and (H)(3) of this rule shall be done rapidly and the time the food is between forty-one degrees Fahrenheit (five degrees Celsius) and the temperatures specified under paragraphs (H)(1), (H)(2), and (H)(3) of this rule may not exceed two hours.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (A)	shall	Stored frozen foods shall be maintained frozen.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (B)(1)	shall	Frozen time/temperature controlled for safety food that is slacked to moderate the temperature shall be held: Under refrigeration that maintains the food temperature at forty-one degrees Fahrenheit (five degrees Celsius) or less;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (B)(2)	shall	Frozen time/temperature controlled for safety food that is slacked to moderate the temperature shall be held: At any temperature if the food remains frozen.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (C)(1)	shall	Except as specified in paragraph (C)(4) of this rule, time/temperature controlled for safety food shall be thawed: Under refrigeration that maintains the food temperature at forty-one degrees Fahrenheit (five degrees Celsius) or less;	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.4 (C)(2)(a)	shall	Except as specified in paragraph (C)(4) of this rule, time/temperature controlled for safety food shall be thawed: Completely submerged under running water: At a water temperature of seventy degrees Fahrenheit (twenty-one degrees Celsius) or below	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (C)(2)(b)	shall	Except as specified in paragraph (C)(4) of this rule, time/temperature controlled for safety food shall be thawed: Completely submerged under running water: With sufficient water velocity to agitate and float off loose particles in an overflow;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (C)(2)(c)	shall	Except as specified in paragraph (C)(4) of this rule, time/temperature controlled for safety food shall be thawed: Completely submerged under running water: For a period of time that does not allow thawed portions of ready-to-eat food to rise above forty-one degrees Fahrenheit (five degrees Celsius);	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (C)(2)(d)(i)	shall	Except as specified in paragraph (C)(4) of this rule, time/temperature controlled for safety food shall be thawed: Completely submerged under running water: For a period of time that does not allow thawed portions of a raw animal food requiring cooking as specified under paragraph (A)(1) or (A)(4) of rule 3717-1-03.3 of the Administrative Code to be above forty-one degrees Fahrenheit (five degrees Celsius), for more than four hours including: The time the food is exposed to the running water and the time needed for preparation for cooking;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (C)(2)(d)(ii)	shall	Except as specified in paragraph (C)(4) of this rule, time/temperature controlled for safety food shall be thawed: Completely submerged under running water: For a period of time that does not allow thawed portions of a raw animal food requiring cooking as specified under paragraph (A)(1) or (A)(4) of rule 3717-1-03.3 of the Administrative Code to be above forty-one degrees Fahrenheit (five degrees Celsius), for more than four hours including: The time it takes under refrigeration to lower the food temperature to forty-one degrees Fahrenheit (five degrees Celsius).	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.4 (C)(3)(a)	shall	Except as specified in paragraph (C)(4) of this rule, time/temperature controlled for safety food shall be thawed: As part of a cooking process if the food that is frozen is Cooked as specified under paragraph (A)(1) or (A)(4) of rule 3717-1-03.3 of the Administrative Code or paragraph (B) of rule 3717-1-03.3 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (C)(3)(b)	shall	Except as specified in paragraph (C)(4) of this rule, time/temperature controlled for safety food shall be thawed: As part of a cooking process if the food that is frozen is Thawed in a microwave oven and immediately transferred to conventional cooking equipment, with no interruption in the process;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (C)(4)	shall	Except as specified in paragraph (C)(4) of this rule, time/temperature controlled for safety food shall be thawed: Using any procedure if a portion of frozen ready-to-eat food is thawed and prepared for immediate service in response to an individual consumer's order.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (C)(5)	shall	Except as specified in paragraph (C)(4) of this rule, time/temperature controlled for safety food shall be thawed: Reduced oxygen packaged fish that bears a label indicating that it is to be kept frozen until time of use shall be removed from the reduced oxygen environment:	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (C)(5)(a)	shall	Reduced oxygen packaged fish that bears a label indicating that it is to be kept frozen until time of use shall be removed from the reduced oxygen environment: (a) Prior to its thawing under refrigeration as specified in paragraph (C)(1) of this rule;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (C)(5)(b)	shall	Reduced oxygen packaged fish that bears a label indicating that it is to be kept frozen until time of use shall be removed from the reduced oxygen environment: (b) Prior to, or immediately upon completion of its thawing, using procedures specified in paragraph (C)(2) of this rule.	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.4 (D)(1)(a)	shall	Cooked time/temperature controlled for safety food shall be cooled: Within two hours from one hundred thirty-five degrees Fahrenheit (fifty-seven degrees Celsius) to seventy degrees Fahrenheit (twenty-one degrees Celsius);	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (D)(1)(b)	shall	Cooked time/temperature controlled for safety food shall be cooled: Within a total of six hours from one hundred thirty-five degrees Fahrenheit (fifty-seven degrees Celsius) to forty-one degrees Fahrenheit (five degrees Celsius) or less.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (E)(1)(a)	shall	Cooling shall be accomplished in accordance with the time and temperature criteria specified under paragraph (D) of this rule by using one or more of the following methods based on the type of food being cooled: Placing the food in shallow pans;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (E)(1)(b)	shall	Cooling shall be accomplished in accordance with the time and temperature criteria specified under paragraph (D) of this rule by using one or more of the following methods based on the type of food being cooled: Separating the food into smaller or thinner portions;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (E)(1)(c)	shall	Cooling shall be accomplished in accordance with the time and temperature criteria specified under paragraph (D) of this rule by using one or more of the following methods based on the type of food being cooled: Using rapid cooling equipment;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (E)(1)(d)	shall	Cooling shall be accomplished in accordance with the time and temperature criteria specified under paragraph (D) of this rule by using one or more of the following methods based on the type of food being cooled: Stirring the food in a container placed in an ice water bath;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (E)(1)(e)	shall	Cooling shall be accomplished in accordance with the time and temperature criteria specified under paragraph (D) of this rule by using one or more of the following methods based on the type of food being cooled: Using containers that facilitate heat transfer;	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.4 (E)(1)(f)	shall	Cooling shall be accomplished in accordance with the time and temperature criteria specified under paragraph (D) of this rule by using one or more of the following methods based on the type of food being cooled: Adding ice as an ingredient;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (E)(1)(g)	shall	Cooling shall be accomplished in accordance with the time and temperature criteria specified under paragraph (D) of this rule by using one or more of the following methods based on the type of food being cooled: Other effective methods.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (E)(2)(a)	shall	When placed in cooling or cold holding equipment, food containers in which food is being cooled shall be: Arranged in the equipment to provide maximum heat transfer through the container walls;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (E)(2)(b)	Shall	When placed in cooling or cold holding equipment, food containers in which food is being cooled shall be: Loosely covered, or uncovered if protected from overhead contamination as specified under paragraph (Q)(2) of rule 3717-1-03.2 of the Administrative Code, during the cooling period to facilitate heat transfer from the surface of the food.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (F)(1)(a)	Shall	Except during preparation, cooking, or cooling, or when time is used as the public health control as specified under paragraph (I) of this rule, and except as specified under paragraph (F)(2) and in paragraph (F)(3) of this rule, time/temperature controlled for safety food shall be maintained at a temperature specified as follows: At one hundred thirty-five degrees Fahrenheit (fifty-seven degrees Celsius) or above, except that roasts cooked to a temperature and for a time specified in paragraph (A)(4) of rule 3717-1-03.3 of the Administrative Code or reheated as specified in paragraph (H)(1) of rule 3717-1-03.3 of the Administrative Code may be held at a temperature of one hundred thirty degrees Fahrenheit (fifty-four degrees Celsius) or above;	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.4 (F)(1)(b)	Shall	Except during preparation, cooking, or cooling, or when time is used as the public health control as specified under paragraph (I) of this rule, and except as specified under paragraph (F)(2) and in paragraph (F)(3) of this rule, time/temperature controlled for safety food shall be maintained at a temperature specified as follows: At forty-one degrees Fahrenheit (five degrees Celsius) or less.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (F)(2)	Shall	Eggs that have not been treated to destroy all viable Salmonellae shall be stored in refrigerated equipment that maintains an ambient air temperature of forty-five degrees Fahrenheit (seven degrees Celsius) or less.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (G)(1)	Shall	Except when packaging food using a reduced oxygen packaging method as specified under paragraph (K) of this rule, and except as specified in paragraphs (G)(5) and (G)(6) of this rule, refrigerated, ready-to-eat, time/temperature controlled for safety food prepared and held in a food service operation or in a retail food establishment for more than twenty-four hours, shall be clearly marked to indicate the date or day by which the food shall be consumed on the premises, sold, or discarded when held at a temperature of forty-one degrees Fahrenheit (five degrees Celsius) or less for a maximum of seven days. The day of preparation shall be counted as day one.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (G)(2)	shall	Except as specified in paragraphs (G)(5) to (G)(7) of this rule; refrigerated, ready-to-eat time/temperature controlled for safety food prepared and packaged by a food processing plant shall be clearly marked, at the time the original container is opened in a food service operation or retail food establishment and if the food is held for more than twenty-four hours, to indicate the date or day by which the food shall be consumed on the premises, sold, or discarded, based on the temperature and time combination specified in paragraph (G)(1) of this rule and:	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.4 (G)(2)(a)	shall	Except as specified in paragraphs (G)(5) to (G)(7) of this rule; refrigerated, ready-to-eat time/temperature controlled for safety food prepared and packaged by a food processing plant shall be clearly marked, at the time the original container is opened in a food service operation or retail food establishment and if the food is held for more than twenty-four hours, to indicate the date or day by which the food shall be consumed on the premises, sold, or discarded, based on the temperature and time combination specified in paragraph (G)(1) of this rule and: The day the original container is opened in the food service operation or retail food establishment shall be counted as day one;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (G)(2)(b)	shall	Except as specified in paragraphs (G)(5) to (G)(7) of this rule; refrigerated, ready-to-eat time/temperature controlled for safety food prepared and packaged by a food processing plant shall be clearly marked, at the time the original container is opened in a food service operation or retail food establishment and if the food is held for more than twenty-four hours, to indicate the date or day by which the food shall be consumed on the premises, sold, or discarded, based on the temperature and time combination specified in paragraph (G)(1) of this rule and: The day or date marked by the food service operation or retail food establishment may not exceed a manufacturer's use-by date if the manufacturer determined the use-by date based on food safety.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (G)(2)(b)	may not	The day or date marked by the food service operation or retail food establishment may not exceed a manufacturer's use-by date if the manufacturer determined the use-by date based on food safety.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (G)(3)	shall	A refrigerated, ready-to-eat, time/temperature controlled for safety food ingredient or a portion of a refrigerated, ready-to-eat, time/temperature controlled for safety food that is subsequently combined with additional ingredients or portions of food shall retain the date marking of the earliest-prepared or first-prepared ingredient.	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.4 (G)(4)(b)	must	A date marking system that meets the criteria stated in paragraphs (G)(1) and (G)(2) of this rule may include: Marking the date or day of preparation, with a procedure to discard the food on or before the last date or day by which the food must be consumed on the premises, sold, or discarded as specified under paragraph (G)(1) of this rule;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (G)(4)(c)	must	A date marking system that meets the criteria stated in paragraphs (G)(1) and (G)(2) of this rule may include: Marking the date or day the original container is opened in a food service operation or retail food establishment, with a procedure to discard the food on or before the last date or day by which the food must be consumed on the premises, sold, or discarded as specified under paragraph (G)(2) of this rule;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (H)(1)(a)	shall	A food specified under paragraph (G)(1) or (G)(2) of this rule shall be discarded if it: Exceeds the temperature or time specified in paragraph (G)(1) of this rule, except time that the product is frozen;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (H)(1)(b)	shall	A food specified under paragraph (G)(1) or (G)(2) of this rule shall be discarded if it: Is in a container or package that does not bear a date or day;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (H)(1)(c)	shall	A food specified under paragraph (G)(1) or (G)(2) of this rule shall be discarded if it: Is appropriately marked with a date or day that exceeds the temperature and time combination as specified in paragraph (G)(1) of this rule.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (H)(2)	shall	Refrigerated, ready-to-eat, time/temperature controlled for safety food, dispensed through a vending machine with an automatic shut-off control, shall be discarded if the automatic shut-off control is activated as specified in paragraph (X)(2) of rule 3717-1-04.1 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.4 (H)(3)	shall	Refrigerated, ready-to-eat, time/temperature controlled for safety food, displayed at a micro market, shall be discarded if the automatic shutoff control is activated as specified in paragraph (LL)(1) of rule 3717-1-04.1 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (I)(1)(a)	shall	If time without temperature control is used as the public health control for a working supply of time/temperature controlled for safety food before cooking, or for ready-to-eat time/temperature controlled for safety food that is displayed or held for sale or service, written procedures shall be prepared in advance, maintained in the food service operation or retail food establishment and made available to the licensor upon request that specify: Methods of compliance with paragraphs (I)(2)(a) to (I)(2)(c), or paragraphs (I)(3)(a) to (I)(3)(e) of this rule;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (I)(1)(b)	shall	If time without temperature control is used as the public health control for a working supply of time/temperature controlled for safety food before cooking, or for ready-to-eat time/temperature controlled for safety food that is displayed or held for sale or service, written procedures shall be prepared in advance, maintained in the food service operation or retail food establishment and made available to the licensor upon request that specify: Methods of compliance with paragraph (D) of this rule for food that is prepared, cooked, and refrigerated before time is used as a public health control.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (I)(2)(a)	shall	The food shall have an initial temperature of forty-one degrees Fahrenheit (five degrees Celsius) or less when removed from cold holding temperature control, or one hundred thirty-five degrees Fahrenheit (fifty-seven degrees Celsius) or greater when removed from hot holding temperature control;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (I)(2)(b)	shall	The food shall be marked or otherwise identified to indicate the time that is four hours past the point in time when the food is removed from temperature control;	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.4 (I)(2)(c)	shall	The food shall be cooked and served, served at any temperature if ready-to-eat, or discarded, within four hours from the point in time when the food is removed from temperature control;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (I)(2)(d)	shall	The food in unmarked containers or packages, or marked to exceed a four-hour limit shall be discarded.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (I)(3)(a)	shall	The food shall have an initial temperature of forty-one degrees Fahrenheit (five degrees Celsius) or less when removed from temperature control and the food temperature may not exceed seventy degrees Fahrenheit (twenty-one degrees Celsius) within a maximum time period of six hours;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (I)(3)(a)	may not	The food shall have an initial temperature of forty-one degrees Fahrenheit (five degrees Celsius) or less when removed from temperature control and the food temperature may not exceed seventy degrees Fahrenheit (twenty-one degrees Celsius) within a maximum time period of six hours;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (I)(3)(b)	shall	The food shall be monitored to ensure the warmest portion of the food does not exceed seventy degrees Fahrenheit (twenty-one degrees Celsius) during the six-hour period, unless an ambient air temperature is maintained that ensures the food does not exceed seventy degrees Fahrenheit (twenty-one degrees Celsius) during the six-hour holding period;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (I)(3)(c)(i)	shall	The food shall be marked or otherwise identified to indicate: The time when the food is removed from forty-one degrees Fahrenheit (five degrees Celsius) or less cold holding temperature control;	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.4 (I)(3)(c)(ii)	shall	The food shall be marked or otherwise identified to indicate: The time that is six hours past the point in time when the food is removed from cold holding temperature control.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (I)(3)(d)(i)	shall	The food shall be: Discarded if the temperature of the food exceeds seventy degrees Fahrenheit (twenty-one degrees Celsius);	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (I)(3)(d)(ii)	shall	The food shall be: Cooked and served, served at any temperature if ready-to-eat, or discarded within a maximum of six hours from the point in time when the food is removed from forty-one degrees Fahrenheit (five degrees Celsius) or less cold holding temperature control;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (I)(3)(e)	shall	The food in unmarked containers or packages, or marked with a time that exceeds the six-hour limit shall be discarded.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (I)(4)	may not	A food service operation or a retail food establishment that serves a highly susceptible population, may not use time as specified under paragraph (I)(1), (I)(2) or (I)(3) of this rule as the public health control for raw eggs that are for service to a highly susceptible population.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (J)(1)	shall	The license holder shall obtain a variance from the Ohio department of health if an operation is a food service operation, or from the Ohio department of agriculture if an operation is a retail food establishment before: Smoking food as a method of food preservation rather than as a method of flavor enhancement;	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.4 (J)(2)	shall	The license holder shall obtain a variance from the Ohio department of health if an operation is a food service operation, or from the Ohio department of agriculture if an operation is a retail food establishment before: Curing food;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (J)(3)	shall	The license holder shall obtain a variance from the Ohio department of health if an operation is a food service operation, or from the Ohio department of agriculture if an operation is a retail food establishment before: Except as provided in rule 3717-1-08.4 of the Administrative Code, using food additives or adding components such as vinegar as a method of food preservation rather than as a method of flavor enhancement, or to render a food so that it is not a time/temperature controlled for safety food;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (J)(4)	shall	The license holder shall obtain a variance from the Ohio department of health if an operation is a food service operation, or from the Ohio department of agriculture if an operation is a retail food establishment before: Packaging time/temperature controlled for safety food using a reduced oxygen packaging method except where the growth of and toxin formation by Clostridium botulinum and the growth of Listeria monocytogenes are controlled as specified under paragraph (K) of this rule;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (J)(5)	shall	The license holder shall obtain a variance from the Ohio department of health if an operation is a food service operation, or from the Ohio department of agriculture if an operation is a retail food establishment before: Operating a molluscan shellfish life-support system display tank used to store or display shellfish that are offered for human consumption;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (J)(6)	shall	The license holder shall obtain a variance from the Ohio department of health if an operation is a food service operation, or from the Ohio department of agriculture if an operation is a retail food establishment before: Custom processing of animals that are for personal use as food and not for sale or service in a food service operation or retail food establishment if the processing is	3717. ORC	Yes, state law	Yes, state law

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		not done in compliance with rule 3717-1-08.2 of the Administrative Code;			
3717-1-03.4 (J)(7)	shall	The license holder shall obtain a variance from the Ohio department of health if an operation is a food service operation, or from the Ohio department of agriculture if an operation is a retail food establishment before: Pressing or bottling juice unless the processing is done in compliance with rule 3717-1-08 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (J)(8)	shall	The license holder shall obtain a variance from the Ohio department of health if an operation is a food service operation, or from the Ohio department of agriculture if an operation is a retail food establishment before: Use of a heat treatment dispensing freezer in a manner other than as specified in rule 3717-1-08.1 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (J)(9)	shall	The license holder shall obtain a variance from the Ohio department of health if an operation is a food service operation, or from the Ohio department of agriculture if an operation is a retail food establishment before: Preparing food by another method that is determined by the Ohio department of health or Ohio department of agriculture to require a variance;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (J)(9)	require	The license holder shall obtain a variance from the Ohio department of health if an operation is a food service operation, or from the Ohio department of agriculture if an operation is a retail food establishment before: Preparing food by another method that is determined by the Ohio department of health or Ohio department of agriculture to require a variance;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (J)(10)	shall	The license holder shall obtain a variance from the Ohio department of health if an operation is a food service operation, or from the Ohio department of agriculture if an operation is a retail food establishment before: Sprouting seeds or beans.	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.4 (K)(1)	shall	Except for a food service operation or retail food establishment that obtains a variance as specified under paragraph (J) of this rule, a food service operation or retail food establishment that packages time/temperature controlled for safety food using a reduced oxygen packaging method shall control the growth and toxin formation of Clostridium botulinum and the growth of Listeria monocytogenes.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (K)(2)(a)	shall	Except as specified under paragraph (K)(6) of this rule a food service operation or retail food establishment that packages time/temperature controlled for safety food using a reduced oxygen packaging method shall have a HACCP plan that contains the information specified under paragraph (L) of this rule and that: Identifies the food to be packaged;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (K)(2)(b)	require	Except as specified under paragraphs (K)(3) to (K)(5) of this rule, requires that the packaged food shall be maintained at forty-one degrees Fahrenheit (five degrees Celsius) or less and meet at least one of the following criteria: Except as specified under paragraphs (K)(3) to (K)(5) of this rule, requires that the packaged food shall be maintained at forty-one degrees Fahrenheit (five degrees Celsius) or less and meet at least one of the following criteria:	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (K)(2)(b)(i)	shall	Except as specified under paragraphs (K)(3) to (K)(5) of this rule, requires that the packaged food shall be maintained at forty-one degrees Fahrenheit (five degrees Celsius) or less and meet at least one of the following criteria: Except as specified under paragraphs (K)(3) to (K)(5) of this rule, requires that the packaged food shall be maintained at forty-one degrees Fahrenheit (five degrees Celsius) or less and meet at least one of the following criteria: Has an aw of 0.91 or less;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (K)(2)(b)(ii)	shall	Except as specified under paragraphs (K)(3) to (K)(5) of this rule, requires that the packaged food shall be maintained at forty-one degrees Fahrenheit (five degrees Celsius) or less and meet at least one of the following criteria: Has a pH of 4.6 or less;	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.4 (K)(2)(b)(iii)	shall	Except as specified under paragraphs (K)(3) to (K)(5) of this rule, requires that the packaged food shall be maintained at forty-one degrees Fahrenheit (five degrees Celsius) or less and meet at least one of the following criteria: Is a meat or poultry product cured at a food processing plant regulated by the Ohio department of agriculture under Chapter 918. of the Revised Code or USDA using substances specified in 9 C.F.R. 424.21, and is received in an intact package;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4 (K)(2)(b)(iv)	shall	Except as specified under paragraphs (K)(3) to (K)(5) of this rule, requires that the packaged food shall be maintained at forty-one degrees Fahrenheit (five degrees Celsius) or less and meet at least one of the following criteria: Is a food with a high level of competing organisms such as raw meat, raw poultry, or raw vegetables.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(K)(2)(c)	shall	Except as specified under paragraph (K)(6) of this rule a food service operation or retail food establishment that packages time/temperature controlled for safety food using a reduced oxygen packaging method shall have a HACCP plan that contains the information specified under paragraph (L) of this rule and that: Describes how the package shall be prominently and conspicuously labeled on the principal display panel in bold type on a contrasting background, with instructions to:	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(K)(2)(c)(i)	shall	Describes how the package shall be prominently and conspicuously labeled on the principal display panel in bold type on a contrasting background, with instructions to: Maintain the food at forty-one degrees Fahrenheit (five degrees Celsius) or below;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(K)(2)(c)(ii)	shall	Describes how the package shall be prominently and conspicuously labeled on the principal display panel in bold type on a contrasting background, with instructions to: Discard the food if within thirty calendar days of its packaging it is not served for on-premises consumption, or consumed if served or sold for off-premises consumption.	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.4(K)(2)(d)	shall	Except as specified under paragraph (K)(6) of this rule a food service operation or retail food establishment that packages time/temperature controlled for safety food using a reduced oxygen packaging method shall have a HACCP plan that contains the information specified under paragraph (L) of this rule and that: Limits the refrigerated shelf life to no more than thirty calendar days from packaging to consumption, except the time the product is maintained frozen, or the original manufacturer's "sell by" or "use by" date, whichever occurs first;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(K)(2)(e)	shall	Except as specified under paragraph (K)(6) of this rule a food service operation or retail food establishment that packages time/temperature controlled for safety food using a reduced oxygen packaging method shall have a HACCP plan that contains the information specified under paragraph (L) of this rule and that: Includes operational procedures that:	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(K)(2)(e)(i)	prohibit	Prohibit contacting ready-to-eat food with bare hands as specified under paragraph (A)(2) of rule 3717-1-03.2 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(K)(2)(e)(ii)(a)	Shall	Except as specified under paragraph (K)(6) of this rule a food service operation or retail food establishment that packages time/temperature controlled for safety food using a reduced oxygen packaging method shall have a HACCP plan that contains the information specified under paragraph (L) of this rule and that: Includes operational procedures that: Identify a designated work area and the method by which:Physical barriers or methods of separation of raw foods and ready-to-eat foods minimize cross contamination;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(K)(2)(e)(ii)(b)	Shall	Except as specified under paragraph (K)(6) of this rule a food service operation or retail food establishment that packages time/temperature controlled for safety food using a reduced oxygen packaging method shall have a HACCP plan that contains the information specified under paragraph (L) of this rule and that:	3717. ORC	Yes, state law	Yes, state law

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		Includes operational procedures that: Identify a designated work area and the method by which: Access to the processing equipment is limited to responsible trained personnel familiar with the potential hazards of the operation;			
3717-1-03.4(K)(2)(e)(iii)	Shall	Except as specified under paragraph (K)(6) of this rule a food service operation or retail food establishment that packages time/temperature controlled for safety food using a reduced oxygen packaging method shall have a HACCP plan that contains the information specified under paragraph (L) of this rule and that: Includes operational procedures that: Delineate cleaning and sanitization procedures for food-contact surfaces; and	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(K)(2)(f)(i)	shall	Except as specified under paragraph (K)(6) of this rule a food service operation or retail food establishment that packages time/temperature controlled for safety food using a reduced oxygen packaging method shall have a HACCP plan that contains the information specified under paragraph (L) of this rule and that: Describes the training program that ensures that the individual responsible for the reduced oxygen packaging operation understands the: Concepts required for a safe operation;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(K)(2)(f)(i)	Require	Concepts required for a safe operation;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(K)(2)(f)(ii)	Shall	Except as specified under paragraph (K)(6) of this rule a food service operation or retail food establishment that packages time/temperature controlled for safety food using a reduced oxygen packaging method shall have a HACCP plan that contains the information specified under paragraph (L) of this rule and that: Describes the training program that ensures that the individual responsible for the reduced oxygen packaging operation understands the: Equipment and facilities;	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.4(K)(2)(f)(iii)	Shall	Except as specified under paragraph (K)(6) of this rule a food service operation or retail food establishment that packages time/temperature controlled for safety food using a reduced oxygen packaging method shall have a HACCP plan that contains the information specified under paragraph (L) of this rule and that: Describes the training program that ensures that the individual responsible for the reduced oxygen packaging operation understands the: Procedures specified under paragraph (K)(2)(e) of this rule and the HACCP plan for the operation.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(K)(2)(g)	Shall	Except as specified under paragraph (K)(6) of this rule a food service operation or retail food establishment that packages time/temperature controlled for safety food using a reduced oxygen packaging method shall have a HACCP plan that contains the information specified under paragraph (L) of this rule and that: Regulatory authority is notified prior to implementation.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(K)(3)	Shall not	Except for fish that is frozen before, during, and after packaging, a food service operation or retail food establishment may not package fish using a reduced oxygen packaging method.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(K)(4)(a)	shall	Except as specified under paragraphs (K)(3) and (K)(6) of this rule, a food service operation or retail food establishment that packages time/temperature controlled for safety food using a cook-chill or sous vide process shall: Notify the regulatory authority prior to implementation and execute a HACCP plan that contains the information as specified under paragraph (L) of this rule;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(K)(4)(b)(i)	shall	Except as specified under paragraphs (K)(3) and (K)(6) of this rule, a food service operation or retail food establishment that packages time/temperature controlled for safety food using a cook-chill or sous vide process shall: Ensure the food is: Prepared and consumed on the premises with no distribution or sale of the packaged product to another business location or the consumer;	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.4(K)(4)(b)(ii)	shall	Except as specified under paragraphs (K)(3) and (K)(6) of this rule, a food service operation or retail food establishment that packages time/temperature controlled for safety food using a cook-chill or sous vide process shall: Ensure the food is: Cooked to heat all parts of the food to a temperature and for a time as specified under paragraphs (A)(1), (A)(2) and (A)(4) of rule 3717-1-03.3 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(K)(4)(b)(iii)	Shall	Except as specified under paragraphs (K)(3) and (K)(6) of this rule, a food service operation or retail food establishment that packages time/temperature controlled for safety food using a cook-chill or sous vide process shall: Ensure the food is: Protected from contamination before and after cooking as specified under rule 3717-1-03.2 of the Administrative Code and under rule 3717-1-03.3 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(K)(4)(b)(iv)	Shall	Except as specified under paragraphs (K)(3) and (K)(6) of this rule, a food service operation or retail food establishment that packages time/temperature controlled for safety food using a cook-chill or sous vide process shall: Ensure the food is: Placed in a package with an oxygen barrier and sealed before cooking, or placed in a package and sealed immediately after cooking and before reaching a temperature below one hundred thirty-five degrees Fahrenheit (fifty-seven degrees Celsius);	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(K)(4)(b)(v)(a)	Shall	Except as specified under paragraphs (K)(3) and (K)(6) of this rule, a food service operation or retail food establishment that packages time/temperature controlled for safety food using a cook-chill or sous vide process shall: Ensure the food is: Cooled to forty-one degrees Fahrenheit (five degrees Celsius) in the sealed package or bag as specified under paragraph (D) of this rule, and: Cooled to thirty-four degrees Fahrenheit (one degree Celsius) within forty-eight hours of reaching forty-one degrees Fahrenheit (five degrees Celsius) and held at that temperature until consumed or discarded within thirty days after the date of packaging;	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.4(K)(4)(b)(v)(b)	Shall	Except as specified under paragraphs (K)(3) and (K)(6) of this rule, a food service operation or retail food establishment that packages time/temperature controlled for safety food using a cook-chill or sous vide process shall: Ensure the food is: Cooled to forty-one degrees Fahrenheit (five degrees Celsius) in the sealed package or bag as specified under paragraph (D) of this rule, and: Held at forty-one degrees Fahrenheit (five degrees Celsius) or less for no more than seven days, at which time the food must be consumed or discarded; or	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(K)(4)(b)(v)(b)	must	Ensure the food is: Held at forty-one degrees Fahrenheit (five degrees Celsius) or less for no more than seven days, at which time the food must be consumed or discarded;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(K)(4)(b)(v)(c)	Shall	Except as specified under paragraphs (K)(3) and (K)(6) of this rule, a food service operation or retail food establishment that packages time/temperature controlled for safety food using a cook-chill or sous vide process shall: Ensure the food is: Cooled to forty-one degrees Fahrenheit (five degrees Celsius) in the sealed package or bag as specified under paragraph (D) of this rule, and: Held frozen with no shelf life restriction while frozen until consumer or used.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(K)(4)(b)(vi)	Shall	Except as specified under paragraphs (K)(3) and (K)(6) of this rule, a food service operation or retail food establishment that packages time/temperature controlled for safety food using a cook-chill or sous vide process shall: Ensure the food is: Cooled to forty-one degrees Fahrenheit (five degrees Celsius) in the sealed package or bag as specified under paragraph (D) of this rule, and: Held in a refrigeration unit that is equipped with an electronic system that continuously monitors time and temperature and is visually examined for proper operation twice daily; and	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.4(K)(4)(b)(vii)	Shall	Except as specified under paragraphs (K)(3) and (K)(6) of this rule, a food service operation or retail food establishment that packages time/temperature controlled for safety food using a cook-chill or sous vide process shall: Ensure the food is: Cooled to forty-one degrees Fahrenheit (five degrees Celsius) in the sealed package or bag as specified under paragraph (D) of this rule, and: Labeled with the product name and the date packaged; and	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(K)(4)(c)	shall	Except as specified under paragraphs (K)(3) and (K)(6) of this rule, a food service operation or retail food establishment that packages time/temperature controlled for safety food using a cook-chill or sous vide process shall: Maintain the records required to confirm that cooling and cold holding refrigeration time/temperature parameters are monitored as part of the HACCP plan, and: Maintain the records required to confirm that cooling and cold holding refrigeration time/temperature parameters are monitored as part of the HACCP plan, and:	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(K)(4)(c)(i)	require	Maintain the records required to confirm that cooling and cold holding refrigeration time/temperature parameters are monitored as part of the HACCP plan, and: Make such records available to the regulatory authority upon request; and	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(K)(4)(c)(ii)	require	Maintain the records required to confirm that cooling and cold holding refrigeration time/temperature parameters are monitored as part of the HACCP plan, and: Hold such records for at least six months;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(K)(4)(d)	Shall	Except as specified under paragraphs (K)(3) and (K)(6) of this rule, a food service operation or retail food establishment that packages time/temperature controlled for safety food using a cook-chill or sous vide process shall: Implement written operational procedures as specified under paragraph (K)(2)(e) of this rule and a training program as specified under paragraph (K)(2)(f) of this rule.	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.4(K)(5)(a)	Shall	Except as specified under paragraph (K)(6) of this rule a food service operation or retail food establishment that packages cheese using a reduced oxygen packaging method shall: Limit the cheeses packaged to those that are commercially manufactured in a food processing plant with no ingredients added in the food service operation or retail food establishment and that meet the standards of identity as specified in 21 C.F.R. 133.150, 21 C.F.R. 133.169 or 21 C.F.R. 133.187;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(K)(5)(b)	Shall	Except as specified under paragraph (K)(6) of this rule a food service operation or retail food establishment that packages cheese using a reduced oxygen packaging method shall: Have a HACCP plan that contains the information specified under paragraph (L) of this rule and as specified under paragraphs (K)(2)(a), (K)(2)(c)(i), (K)(2)(e) and (K)(2)(f) of this rule;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(K)(5)(c)	Shall	Except as specified under paragraph (K)(6) of this rule a food service operation or retail food establishment that packages cheese using a reduced oxygen packaging method shall: Labels the package on the principal display panel with a "use by" date that does not exceed thirty days from its packaging or the original manufacturer's "sell by" or "use by" date, whichever occurs first;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(K)(5)(d)	Shall	Except as specified under paragraph (K)(6) of this rule a food service operation or retail food establishment that packages cheese using a reduced oxygen packaging method shall: Discards the reduced oxygen packaged cheese if it is not sold for off-premises consumption or consumed within thirty calendar days of its packaging.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(K)(6)(a)	require	A HACCP plan is not required for a specific food when a food service operation or retail food establishment uses a reduced oxygen packaging method to package that specific time/temperature controlled for safety food that is always: Labeled with the production time and date:	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.4(K)(6)(b)	Require	A HACCP plan is not required for a specific food when a food service operation or retail food establishment uses a reduced oxygen packaging method to package that specific time/temperature controlled for safety food that is always: Held at forty-one degrees Fahrenheit (five degrees Celsius) or less during refrigerated storage;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(K)(6)(c)	Require	A HACCP plan is not required for a specific food when a food service operation or retail food establishment uses a reduced oxygen packaging method to package that specific time/temperature controlled for safety food that is always: Removed from its package in the food service operation or retail food establishment within forty-eight hours after packaging.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(L)	Require	For a food service operation or retail food establishment that is required to have a HACCP plan, the plan and specifications shall include:	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(L)(1)(a)	Shall	For a food service operation or retail food establishment that is required to have a HACCP plan, the plan and specifications shall include: A flow diagram by specific food or category type identifying critical control points and providing information on the following: Ingredients, materials, and equipment used in the preparation of that food; and	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(L)(1)(b)	Shall	For a food service operation or retail food establishment that is required to have a HACCP plan, the plan and specifications shall include: A flow diagram by specific food or category type identifying critical control points and providing information on the following: Formulations or recipes that delineate methods and procedural control measures that address the food safety concerns involved.	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.4(L)(2)(a)	Shall	For a food service operation or retail food establishment that is required to have a HACCP plan, the plan and specifications shall include: A description of the training program that ensures individuals responsible for implementing the HACCP plan understand the: Application of HACCP principles;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(L)(2)(b)	Shall	For a food service operation or retail food establishment that is required to have a HACCP plan, the plan and specifications shall include: A description of the training program that ensures individuals responsible for implementing the HACCP plan understand the: Procedures identified in the HACCP plan;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(L)(2)(c)	Shall	For a food service operation or retail food establishment that is required to have a HACCP plan, the plan and specifications shall include: A description of the training program that ensures individuals responsible for implementing the HACCP plan understand the: Maintenance of records and verification of procedures identified in the HACCP plan; and	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(L)(2)(d)	Shall	For a food service operation or retail food establishment that is required to have a HACCP plan, the plan and specifications shall include: A description of the training program that ensures individuals responsible for implementing the HACCP plan understand the: Maintenance of equipment and facilities.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(L)(3)(a)	Shall	For a food service operation or retail food establishment that is required to have a HACCP plan, the plan and specifications shall include: A statement of standard operating procedures for the plan under consideration including clearly identifying; Each critical control point;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(L)(3)(b)	Shall	For a food service operation or retail food establishment that is required to have a HACCP plan, the plan and specifications shall include: A statement of standard operating procedures for the plan under consideration including clearly identifying; The critical limits for each critical control point;	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.4(L)(3)(c)	Shall	For a food service operation or retail food establishment that is required to have a HACCP plan, the plan and specifications shall include: A statement of standard operating procedures for the plan under consideration including clearly identifying; The method and frequency for monitoring and controlling each critical control point by the food employee designated by the person in charge;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(L)(3)(d)	Shall	For a food service operation or retail food establishment that is required to have a HACCP plan, the plan and specifications shall include: A statement of standard operating procedures for the plan under consideration including clearly identifying; The method and frequency for the person in charge to routinely verify that the food employee is following standard operating procedures and monitoring critical control points;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(L)(3)(e)	Shall	For a food service operation or retail food establishment that is required to have a HACCP plan, the plan and specifications shall include: A statement of standard operating procedures for the plan under consideration including clearly identifying; Action to be taken by the person in charge if the critical limits for each critical control point are not met; and	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(L)(3)(f)	Shall	For a food service operation or retail food establishment that is required to have a HACCP plan, the plan and specifications shall include: A statement of standard operating procedures for the plan under consideration including clearly identifying; Records to be maintained by the person in charge to demonstrate that the HACCP plan is properly operated and managed; and	3717. ORC	Yes, state law	Yes, state law
3717-1-03.4(L)(4)	Shall	For a food service operation or retail food establishment that is required to have a HACCP plan, the plan and specifications shall include: Additional scientific data or other information, as required by the regulatory authority, supporting the determination that food safety is not compromised by the proposal.	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.4(L)(4)	Require	Additional scientific data or other information, as required by the regulatory authority, supporting the determination that food safety is not compromised by the proposal.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.5 (A)	Shall	Packaged food shall comply with standard of identity requirements in 21 C.F.R. 131-169 and 9 C.F.R. 319, and the general requirements in 21 C.F.R. 130 and 9 C.F.R. 319 Subpart A.	3717. ORC	Yes, both state and federal law	Yes, both state and federal law
3717-1-03.5 (B)(1)	Shall	Food shall be offered for human consumption in a way that does not mislead or misinform the consumer.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.5 (B)(2)	May not	Food or color additives, colored overwraps, or lights may not be used to misrepresent the true appearance, color, or quality of a food.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.5 (B)(3)	Shall	The sale of kosher foods shall be in accordance with section 1329.29 of the Revised Code	3717. ORC	Yes, state law	Yes, state law
3717-1-03.5 (C)(1)	Shall	Food packaged in a food service operation or retail food establishment, shall be labeled as specified in 21 C.F.R. 101 and 9 C.F.R. 317.	3717. ORC	Yes, both state and federal law	Yes, both state and federal law
3717-1-03.5 (C)(2)(a)	Shall	Label information shall include: The common name of the food, or absent a common name, an adequately descriptive identity statement;	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.5 (C)(2)(b)	Shall	Label information shall include: If made from two or more ingredients, a list of ingredients and sub-ingredients in descending order of predominance by weight, including a declaration of artificial colors, artificial flavors and chemical preservatives, if contained in the food;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.5 (C)(2)(c)	Shall	Label information shall include: An accurate declaration of the net quantity of contents;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.5 (C)(2)(d)	Shall	Label information shall include: The name and place of business of the manufacturer, packer, or distributor;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.5 (C)(2)(e)	Shall	Label information shall include: The name of the food source for each major food allergen contained in the food unless the food source is already part of the common or usual name of the respective ingredient.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.5 (C)(2)(f)	Shall	Label information shall include: Except as exempted in the Federal Food, Drug, and Cosmetic Act Section 403(q)(3)-(5) (as amended on March 23, 2010), nutrition labeling as specified in 21 C.F.R. 101 and 9 C.F.R. 317 Subpart B.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.5 (C)(2)(g)	Shall	Label information shall include: For any salmonid fish containing canthaxanthin or astaxanthin as a color additive, the labeling of the bulk fish container, including a list of ingredients, displayed on the retail container or by other written means, such as a counter card, that discloses the use of canthaxanthin or astaxanthin.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.5 (C)(3)(a)	Shall	Bulk food that is available for consumer self-dispensing shall be prominently labeled with the following information in plain view of the consumer: The manufacturer's or processor's label that was provided with the food;	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.5 (C)(3)(b)	Shall	Bulk food that is available for consumer self-dispensing shall be prominently labeled with the following information in plain view of the consumer: A card, sign, or other method of notification that includes the information specified under paragraphs (C)(2)(a), (C)(2)(b), and (C)(2)(f) of this rule.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.5 (C)(4)(a)	Shall	Bulk, unpackaged foods that are portioned to consumer specification need not be labeled if: A health, nutrient content, or other claim is not made; and	3717. ORC	Yes, state law	Yes, state law
3717-1-03.5 (C)(4)(b)	Shall	Bulk, unpackaged foods that are portioned to consumer specification need not be labeled if: A health, nutrient content, or other claim is not made; and The food is manufactured or prepared on the premises of the food service operation or retail food establishment, at another food service operation or retail food establishment, or a food processing plant that is owned by the same person and is regulated by the food regulatory agency that has jurisdiction.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.5 (D)(1)	Shall	Consumer warnings shall be provided as required by this chapter.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.5 (D)(1)	require	Consumer warnings shall be provided as required by this chapter.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.5 (D)(2)	may not	Except as permitted in paragraphs (D)(3), (D)(4), and (D)(5) of this rule, a food service operation, retail food establishment or manufacturers' dating information on foods may not be concealed or altered.	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.5 (D)(5)	shall not	The label of meat or product packaged under federal or state meat inspection shall not be modified without removing the federal or state legend.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.5 (E)(1)	shall	Except as specified in paragraphs (A)(2) and (A)(3)(c) of rule 3717-1-03.3 of the Administrative Code, and under paragraph (C) of rule 3717-1-03.7 of the Administrative Code, if an animal food such as beef, eggs, fish, lamb, milk, pork, poultry, or shellfish is served or sold raw, undercooked, or without otherwise being processed to eliminate pathogens, either in ready-to-eat form or as an ingredient in another ready-to-eat food, the license holder shall inform consumers of the significantly increased risk of consuming such foods by way of a disclosure and reminder, as specified in paragraphs (E)(2) and (E)(3) of this rule, using brochures, deli case or menu advisories, label statements, table tents, placards, or other effective written means.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.5 (E)(2)(a)	shall	Disclosure shall include: A description of the animal-derived foods, such as "oysters on the half shell (raw oysters)," "raw-egg Caesar salad," and "hamburgers (can be cooked to order);"	3717. ORC	Yes, state law	Yes, state law
3717-1-03.5 (E)(2)(b)	shall	Disclosure shall include: Identification of the animal-derived foods by asterisking them to a footnote that states that the items are served raw or undercooked, or contain (or may contain) raw or undercooked ingredients.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.5 (E)(3)(a)	Shall	Reminder shall include asterisking the animal-derived foods requiring disclosure to a footnote that states: Regarding the safety of these items, written information is available upon request;	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.5 (E)(3)(b)	Shall	Reminder shall include asterisking the animal-derived foods requiring disclosure to a footnote that states: Consuming raw or undercooked meats, poultry, seafood, shellfish, or eggs may increase your risk of foodborne illness;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.5 (E)(3)(c)	Shall	Reminder shall include asterisking the animal-derived foods requiring disclosure to a footnote that states: Consuming raw or undercooked meats , poultry, seafood, shellfish, or eggs may increase your risk of foodborne illness, especially if you have certain medical conditions."	3717. ORC	Yes, state law	Yes, state law
3717-1-03.6 (A)	Shall	A food that is unsafe, adulterated, or not honestly presented as specified under rule 3717-1-03 of the Administrative Code shall be discarded or reconditioned according to an approved procedure.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.6 (B)	Shall	Food that is not from an approved source as specified under paragraphs (A) to (G) of rule 3717-1-03.1 of the Administrative Code shall be discarded.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.6 (C)	Shall	Ready-to-eat food that may have been contaminated by an employee who has been restricted or excluded as specified under paragraph (D) of rule 3717-1-02.1 of the Administrative Code shall be discarded.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.6 (D)	Shall	Food that is contaminated by food employees, consumers, or other persons through contact with their hands, bodily discharges, such as nasal or oral discharges, or other means shall be discarded.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.7 (A)(2)	may not	The following criteria apply to juice:Prepackaged juice or a prepackaged beverage containing juice, that bears a warning label as specified in 21 C.F.R. 101.17(g), that has not been specifically processed to prevent, reduce, or eliminate the presence of pathogens, or a packaged juice or beverage containing juice, that	3717. ORC	Yes, both state and federal law	Yes, both state and federal law

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		bears a warning label as specified in rule 3717-1-08 of the Administrative Code, may not be served or offered for sale;			
3717-1-03.7 (A)(3)	shall	The following criteria apply to juice: Unpackaged juice that is prepared on the premises for service or sale in a ready-to-eat form shall be processed under a HACCP plan and as specified in 21 C.F.R. 120.24. This is not intended to include freshly prepared fruit or vegetable purees that are prepared on-site that are not beverages or ingredients of beverages.	3717. ORC	Yes, both state and federal law	Yes, both state and federal law
3717-1-03.7 (B)	may not	Food employees may not contact ready-to-eat food as specified under paragraph (A)(2) of rule 3717-1-03.2 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.7 (C)(1)	may not	The following foods may not be served or offered for sale in a ready-to-eat form: Raw animal foods such as raw fish, raw-marinated fish, raw molluscan shellfish, and steak tartare;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.7 (C)(2)	may not	The following foods may not be served or offered for sale in a ready-to-eat form: A partially cooked animal food such as lightly cooked fish, rare meat, soft-cooked eggs that are made from raw eggs, and meringue; and	3717. ORC	Yes, state law	Yes, state law
3717-1-03.7 (C)(3)	may not	The following foods may not be served or offered for sale in a ready-to-eat form: Raw seed sprouts.	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.7 (D)(1)	shall	Pasteurized eggs or egg products shall be substituted for raw eggs in the preparation of: Foods such as Caesar salad, hollandaise or Bearnaise sauce, mayonnaise, meringue, eggnog, ice cream, and egg-fortified beverages;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.7 (D)(2)	Shall	Pasteurized eggs or egg products shall be substituted for raw eggs in the preparation of: Recipes in which more than one egg is broken and the eggs are combined, unless:	3717. ORC	Yes, state law	Yes, state law
3717-1-03.7 (D)(2)(a)	Shall	Pasteurized eggs or egg products shall be substituted for raw eggs in the preparation of: Recipes in which more than one egg is broken and the eggs are combined, unless: The raw eggs are combined immediately before cooking for one consumer's serving at a single meal, cooked as specified under paragraph (A)(1)(a) of rule 3717-1-03.3 of the Administrative Code, and served immediately, such as an omelet, souffle, or scrambled eggs;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.7 (D)(2)(b)		Pasteurized eggs or egg products shall be substituted for raw eggs in the preparation of: Recipes in which more than one egg is broken and the eggs are combined, unless: The raw eggs are combined as an ingredient immediately before baking and the eggs are thoroughly cooked to a ready-to-eat form, such as a cake, muffin, or bread; or	3717. ORC	Yes, state law	Yes, state law
3717-1-03.7 (D)(2)(c)(i)		Pasteurized eggs or egg products shall be substituted for raw eggs in the preparation of: Recipes in which more than one egg is broken and the eggs are combined, unless: The preparation of the food is conducted under a HACCP plan that: Identifies the food to be prepared;	3717. ORC	Yes, state law	Yes, state law
3717-1-03.7 (D)(2)(c)(ii)	prohibit	Pasteurized eggs or egg products shall be substituted for raw eggs in the preparation of: Recipes in which more than one egg is broken and the eggs are combined, unless: The preparation of the food is conducted under a HACCP plan that: Prohibits contacting ready-to-eat food with bare hands;	3717. ORC	Yes, state law	Yes, state law

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3717-1-03.7 (D)(2)(c)(iii)(A)	Shall	Pasteurized eggs or egg products shall be substituted for raw eggs in the preparation of: Recipes in which more than one egg is broken and the eggs are combined, unless: The preparation of the food is conducted under a HACCP plan that: Includes specifications and practices that ensure: Salmonella Enteritidis growth is controlled before and after cooking; and	3717. ORC	Yes, state law	Yes, state law
3717-1-03.7 (D)(2)(c)(iii)(B)	Shall	Pasteurized eggs or egg products shall be substituted for raw eggs in the preparation of: Recipes in which more than one egg is broken and the eggs are combined, unless: The preparation of the food is conducted under a HACCP plan that: Includes specifications and practices that ensure:	3717. ORC	Yes, state law	Yes, state law
3717-1-03.7 (D)(2)(c)(iv)(A)	Shall	Pasteurized eggs or egg products shall be substituted for raw eggs in the preparation of: Recipes in which more than one egg is broken and the eggs are combined, unless: The preparation of the food is conducted under a HACCP plan that: Contains HACCP information as specified in paragraph (L) of rule 3717-1-03.4 of the Administrative Code, and includes procedures that: Control cross contamination of ready-to-eat food with raw eggs; and	3717. ORC	Yes, state law	Yes, state law
3717-1-03.7 (D)(2)(c)(iv)(B)	Shall	Pasteurized eggs or egg products shall be substituted for raw eggs in the preparation of: Recipes in which more than one egg is broken and the eggs are combined, unless: The preparation of the food is conducted under a HACCP plan that: Contains HACCP information as specified in paragraph (L) of rule 3717-1-03.4 of the Administrative Code, and includes procedures that: Delineate cleaning and sanitization procedures for food-contact surfaces; and	3717. ORC	Yes, state law	Yes, state law
3717-1-03.7 (D)(2)(c)(v)			3717. ORC	Yes, state law	Yes, state law

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3717-1-03.7 (E)	may not	Time only, as the public health control as specified under paragraph (I)(4) of rule 3717-1-03.4 of the Administrative Code, may not be used for raw eggs.	3717. ORC	Yes, state law	Yes, state law
3717-1-03.7 (F)(1)	may not	Any food served to patients or clients who are under contact precautions in medical isolation or quarantine, or protective environment isolation may not be re-served to others outside.	3717. ORC	Yes, state law	Yes, state law
3717-1-04 (A)	May not	Materials that are used in the construction of utensils and food-contact surfaces of equipment may not allow the migration of deleterious substances or impart colors, odors, or tastes to food and under normal use conditions shall be:	3717. ORC	Yes, state law	Yes, state law
3717-1-04 (A)(1)	Shall	Materials that are used in the construction of utensils and food-contact surfaces of equipment may not allow the migration of deleterious substances or impart colors, odors, or tastes to food and under normal use conditions shall be: Safe;	3717. ORC	Yes, state law	Yes, state law
3717-1-04 (A)(2)	Shall	Materials that are used in the construction of utensils and food-contact surfaces of equipment may not allow the migration of deleterious substances or impart colors, odors, or tastes to food and under normal use conditions shall be: Durable, corrosion-resistant, and nonabsorbent;	3717. ORC	Yes, state law	Yes, state law
3717-1-04 (A)(3)	Shall	Materials that are used in the construction of utensils and food-contact surfaces of equipment may not allow the migration of deleterious substances or impart colors, odors, or tastes to food and under normal use conditions shall be: Sufficient in weight and thickness to withstand repeated warewashing;	3717. ORC	Yes, state law	Yes, state law
3717-1-04 (A)(4)	Shall	Materials that are used in the construction of utensils and food-contact surfaces of equipment may not allow the migration of deleterious substances or impart colors, odors, or tastes to food	3717. ORC	Yes, state law	Yes, state law

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		and under normal use conditions shall be: Finished to have a smooth, easily cleanable surface;			
3717-1-04 (A)(5)	Shall	Materials that are used in the construction of utensils and food-contact surfaces of equipment may not allow the migration of deleterious substances or impart colors, odors, or tastes to food and under normal use conditions shall be: Resistant to pitting, chipping, crazing, scratching, scoring, distortion, and decomposition.	3717. ORC	Yes, state law	Yes, state law
3717-1-04 (B)(1)	May not	Cast iron may not be used for utensils or food-contact surfaces of equipment except when used in the following manner: As a surface for cooking;	3717. ORC	Yes, state law	Yes, state law
3717-1-04 (B)(2)	May not	Cast iron may not be used for utensils or food-contact surfaces of equipment except when used in the following manner: In utensils for serving food if the utensils are used only as part of an uninterrupted process from cooking through service.	3717. ORC	Yes, state law	Yes, state law
3717-1-04 (C)(1)	Shall	Ceramic, china, crystal and decorative utensils such as hand painted ceramic or china that are used in contact with food shall be lead-free or contain levels of lead not exceeding the limits of the following utensil categories: Utensil category: Beverage Mugs, Cups, Pitchers; Ceramic Article Description: Coffee Mugs; Maximum Lead mg/L: 0.5.	3717. ORC	Yes, state law	Yes, state law
3717-1-04 (C)(1)	Shall	Ceramic, china, crystal and decorative utensils such as hand painted ceramic or china that are used in contact with food shall be lead-free or contain levels of lead not exceeding the limits of the following utensil categories: Utensil category: Large Hollowware (excluding pitchers) Ceramic; Article Description: Bowls greater than or equal to 1.16 quart (1.1 liter); Maximum Lead mg/L: 1.0.	3717. ORC	Yes, state law	Yes, state law

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3717-1-04 (C)(1)	Shall	Ceramic, china, crystal and decorative utensils such as hand painted ceramic or china that are used in contact with food shall be lead-free or contain levels of lead not exceeding the limits of the following utensil categories: Utensil category: Small Hollowware (excluding cups and mugs); Ceramic Article Description: Bowls less than 1.16 quart (1.1 liter); Maximum Lead mg/L: 2.0.	3717. ORC	Yes, state law	Yes, state law
3717-1-04 (C)(1)	Shall	Ceramic, china, crystal and decorative utensils such as hand painted ceramic or china that are used in contact with food shall be lead-free or contain levels of lead not exceeding the limits of the following utensil categories: Utensil category: Flat Tableware; Ceramic Article Description: Plates, Saucers; Maximum Lead mg/L: 3.0.	3717. ORC	Yes, state law	Yes, state law
3717-1-04 (C)(2)	May not	Pewter alloys containing lead in excess of 0.05 per cent may not be used as a food-contact surface.	3717. ORC	Yes, state law	Yes, state law
3717-1-04 (C)(3)	May not	Solder and flux containing lead in excess of 0.2 per cent may not be used as a food-contact surface.	3717. ORC	Yes, state law	Yes, state law
3717-1-04 (D)	May not	Copper and copper alloys such as brass may not be used in contact with a food that has a pH below six such as vinegar, fruit juice, or wine or for a fitting or tubing installed between a backflow prevention device and a carbonator. This prohibition does not apply to copper and copper alloys that may be used in contact with beer brewing ingredients that have a pH below six in the prefermentation and fermentation steps of a beer brewing operation such as a brewpub or microbrewery.	3717. ORC	Yes, state law	Yes, state law

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3717-1-04 (E)	May not	Galvanized metal may not be used for utensils or food-contact surfaces of equipment that are used in contact with acidic food.	3717. ORC	Yes, state law	Yes, state law
3717-1-04 (F)	May not	Sponges may not be used in contact with cleaned and sanitized or in-use food-contact surfaces.	3717. ORC	Yes, state law	Yes, state law
3717-1-04 (G)	May not	Wood and wood wicker may not be used as a food-contact surface. This provision does not apply to:	3717. ORC	Yes, state law	Yes, state law
3717-1-04 (G)(1)	May not	Wood and wood wicker may not be used as a food-contact surface. This provision does not apply to: Except as specified in paragraphs (G)(2) to (G)(4) of this rule, wood and wood wicker may not be used as a food-contact surface.	3717. ORC	Yes, state law	Yes, state law
3717-1-04 (G)(4)(a)	Require	If the nature of the food requires removal of rinds, peels, husks, or shells before consumption, the whole, uncut, raw food may be kept in: Untreated wood containers;	3717. ORC	Yes, state law	Yes, state law
3717-1-04 (G)(4)(b)	Require	If the nature of the food requires removal of rinds, peels, husks, or shells before consumption, the whole, uncut, raw food may be kept in: Treated wood containers if the containers are treated with a preservative that meets the requirements specified in 21 C.F. R. 178.3800.	3717. ORC	Yes, state law	Yes, state law
3717-1-04 (H)	Shall	Multiuse kitchenware such as frying pans, griddles, sauce pans, cookie sheets, and waffle bakers that have a perfluorocarbon resin coating shall be used with nonscoring or nonscratching utensils and cleaning aids.	3717. ORC	Yes, state law	Yes, state law

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3717-1-04 (I)	Require	Nonfood-contact surfaces of equipment that are exposed to splash, spillage, or other food soiling or that require frequent cleaning shall be constructed of a corrosion-resistant, nonabsorbent, and smooth material.	3717. ORC	Yes, state law	Yes, state law
3717-1-04 (I)	Shall	Nonfood-contact surfaces of equipment that are exposed to splash, spillage, or other food soiling or that require frequent cleaning shall be constructed of a corrosion-resistant, nonabsorbent, and smooth material.	3717. ORC	Yes, state law	Yes, state law
3717-1-04 (J)(1)(a)	May not	Materials that are used to make single-service and single-use articles: May not: Allow the migration of deleterious substances;	3717. ORC	Yes, state law	Yes, state law
3717-1-04 (J)(1)(b)	May not	Materials that are used to make single-service and single-use articles: May not: Impart colors, odors, or tastes to food;	3717. ORC	Yes, state law	Yes, state law
3717-1-04 (J)(2)(a)	Shall	Materials that are used to make single-service and single-use articles: Shall be: Safe;	3717. ORC	Yes, state law	Yes, state law
3717-1-04 (J)(2)(b)	Shall	Materials that are used to make single-service and single-use articles: Shall be: Clean.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (A)	Shall	Equipment and utensils shall be designed and constructed to be durable and to retain their characteristic qualities under normal use conditions.	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.1 (B)	May not	Food temperature measuring devices may not have sensors or stems constructed of glass, except that thermometers with glass sensors or stems that are encased in a shatterproof coating such as candy thermometers may be used.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (C)(1)	Shall	Multiuse food-contact surfaces shall be: Smooth;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (C)(2)	Shall	Multiuse food-contact surfaces shall be: Free of breaks, open seams, cracks, chips, inclusions, pits, and similar imperfections;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (C)(3)	Shall	Multiuse food-contact surfaces shall be: Free of sharp internal angles, corners, and crevices;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (C)(4)	Shall	Multiuse food-contact surfaces shall be: Finished to have smooth welds and joints;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (C)(5)(a)	Shall	Multiuse food-contact surfaces shall be: Except for cooking oil storage tanks, distribution lines for cooking oils, or beverage syrup lines or tubes; accessible for cleaning and inspection by one of the following methods: Without being disassembled;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (C)(5)(b)	Shall	Multiuse food-contact surfaces shall be: Except for cooking oil storage tanks, distribution lines for cooking oils, or beverage syrup lines or tubes; accessible for cleaning and inspection by one of the following methods: By disassembling without the use of tools; or	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.1 (C)(5)(c)	Shall	Multiuse food-contact surfaces shall be: Except for cooking oil storage tanks, distribution lines for cooking oils, or beverage syrup lines or tubes; accessible for cleaning and inspection by one of the following methods: By easy disassembling with the use of handheld tools commonly available to maintenance and cleaning personnel such as screwdrivers, pliers, open-end wrenches, and Allen wrenches.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (D)(1)	Shall	CIP equipment shall meet the characteristics specified under paragraph (C) of this rule and shall be designed and constructed so that:	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (D)(1)(a)	Shall	CIP equipment shall meet the characteristics specified under paragraph (C) of this rule and shall be designed and constructed so that: Cleaning and sanitizing solutions circulate throughout a fixed system and contact all interior food-contact surfaces;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (D)(1)(b)	Shall	CIP equipment shall meet the characteristics specified under paragraph (C) of this rule and shall be designed and constructed so that: The system is self-draining or capable of being completely drained of cleaning and sanitizing solutions;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (D)(2)	Shall	CIP equipment that is not designed to be disassembled for cleaning shall be designed with inspection access points to ensure that all interior food-contact surfaces throughout the fixed system are being effectively cleaned.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (E)	May not	Except for hot oil cooking or filtering equipment, "V" type threads may not be used on food-contact surfaces.	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.1 (F)	Shall	Hot oil filtering equipment shall meet the characteristics specified under paragraph (C) or paragraph (D) of this rule and shall be readily accessible for filter replacement and cleaning of the filter.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (F)	Shall	Hot oil filtering equipment shall meet the characteristics specified under paragraph (C) or paragraph (D) of this rule and shall be readily accessible for filter replacement and cleaning of the filter.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (G)	Shall	Cutting or piercing parts of can openers shall be readily removable for cleaning and for replacement.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (H)	Shall	Nonfood-contact surfaces shall be free of unnecessary ledges, projections, and crevices, and designed and constructed to allow easy cleaning and to facilitate maintenance.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (I)(1)	Shall	Kick plates shall be designed so that the areas behind them are accessible for inspection and cleaning by being: Removable by one of the methods specified under paragraph (C)(5) of this rule or capable of being rotated open;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (I)(2)	Shall	Kick plates shall be designed so that the areas behind them are accessible for inspection and cleaning by being: Removable or capable of being rotated open without unlocking equipment doors.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (J)	Shall	Filters or other grease extracting equipment shall be designed to be readily removable for cleaning and replacement if not designed to be cleaned in place.	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.1 (K)(1)	Shall	Food temperature measuring devices that are scaled only in Celsius or dually scaled in Celsius and Fahrenheit shall be accurate to plus or minus one degree Celsius in the intended range of use.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (K)(2)	Shall	Food temperature measuring devices that are scaled only in Fahrenheit shall be accurate to plus or minus two degrees Fahrenheit in the intended range of use.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (L)(1)	Shall	Ambient air and water temperature measuring devices that are scaled in Celsius or dually scaled in Celsius and Fahrenheit shall be designed to be easily readable and accurate to plus or minus 1.5 degrees Celsius in the intended range of use.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (L)(2)	Shall	Ambient air and water temperature measuring devices that are scaled only in Fahrenheit shall be accurate to plus or minus three degrees Fahrenheit in the intended range of use.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (M)	Shall	Pressure measuring devices that display the pressures in the water supply line for the fresh hot water sanitizing rinse shall have increments of one pound per square inch (seven kilopascals) or smaller and shall be accurate to plus or minus two pounds per square inch (plus or minus fourteen kilopascals) in the range indicated on the manufacturer's data plate.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (N)	Shall	Exhaust ventilation hood systems in food preparation and warewashing areas including components such as hoods, fans, guards, and ducting shall be designed to prevent grease or condensation from draining or dripping onto food, equipment, utensils, linens, single-service articles, and single-use articles.	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.1 (O)(1)	Shall	A cover or lid for equipment shall overlap the opening and be sloped to drain.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (O)(2)	Shall	An opening located within the top of a unit of equipment that is designed for use with a cover or lid shall be flanged upward at least two-tenths of an inch (five millimeters).	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (O)(3)	Shall	Except as specified under paragraph (O)(4) of this rule, fixed piping, temperature measuring devices, rotary shafts, and other parts extending into equipment shall be provided with a watertight joint at the point where the item enters the equipment.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (O)(4)(a)	Shall	The piping, temperature measuring devices, rotary shafts, and other parts extending through the openings shall be equipped with an apron designed to deflect condensation, drips, and dust from openings into the food;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (O)(4)(b)	Shall	The opening shall be flanged as specified under paragraph (O)(2) of this rule.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (P)(1)	Shall	The delivery tube, chute, orifice, and splash surfaces directly above the container receiving the food shall be designed in a manner, such as with barriers, baffles, or drip aprons, so that drips from condensation and splash are diverted from the opening of the container receiving the food;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (P)(2)	Shall	The delivery tube, chute, and orifice shall be protected from manual contact such as by being recessed;	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.1 (P)(3)(a)	Shall	The delivery tube or chute and orifice of equipment used to vend liquid food or ice in unpackaged form to self-service consumers shall be designed so that the delivery tube or chute and orifice are protected from dust, insects, rodents, and other contamination by a self-closing door if the equipment is: Located in an outside area that does not otherwise afford the protection of an enclosure against the rain, windblown debris, insects, rodents, and other contaminants that are present in the environment;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (P)(3)(b)	Shall	The delivery tube or chute and orifice of equipment used to vend liquid food or ice in unpackaged form to self-service consumers shall be designed so that the delivery tube or chute and orifice are protected from dust, insects, rodents, and other contamination by a self-closing door if the equipment is: Available for self-service during hours when it is not under the full-time supervision of a food employee;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (P)(4)	Shall	The dispensing equipment actuating lever or mechanism and filling device of consumer self-service beverage dispensing equipment shall be designed to prevent contact with the lip-contact surface of glasses or cups that are refilled.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (P)(5)(a)	Shall	Dispensing equipment in which time/temperature controlled for safety food in a homogenous liquid form is maintained outside of the temperature control requirements as specified under paragraph (F)(1) of rule 3717-1-03.4 of the Administrative Code shall: Be specifically designed and equipped to maintain the commercial sterility of aseptically packaged food in a homogenous liquid form for a specified duration from the time of opening the packaging within the equipment;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (P)(5)(b)	Shall	Dispensing equipment in which time/temperature controlled for safety food in a homogenous liquid form is maintained outside of the temperature control requirements as specified under paragraph (F)(1) of rule 3717-1-03.4 of the Administrative Code shall: Conform to the requirements for this equipment as specified in	3717. ORC	Yes, state law	Yes, state law

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		NSF/ANSI 18-2016-manual "Food and Beverage Dispensing Equipment".			
3717-1-04.1 (Q)(1)	Shall	The dispensing compartment of a vending machine shall be equipped with a self-closing door or cover if the machine is: Located in an outside area that does not otherwise afford the protection of an enclosure against the rain, windblown debris, insects, rodents, and other contaminants that are present in the environment;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (Q)(2)	Shall	The dispensing compartment of a vending machine shall be equipped with a self-closing door or cover if the machine is: Available for self-service during hours when it is not under the full-time supervision of a food employee.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (R)	Require	Equipment containing bearings and gears that require lubricants shall be designed and constructed so that the lubricant cannot leak, drip, or be forced into food or onto food-contact surfaces.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (R)	Shall	Equipment containing bearings and gears that require lubricants shall be designed and constructed so that the lubricant cannot leak, drip, or be forced into food or onto food-contact surfaces.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (S)	May not	Beverage tubing and cold-plate beverage cooling devices may not be installed in contact with stored ice. This paragraph does not apply to cold plates that are constructed integrally with an ice storage bin.	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.1 (T)	May not	Liquid waste drain lines may not pass through an ice machine or ice storage bin.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (U)	Shall	If a condenser unit is an integral component of equipment, the condenser unit shall be separated from the food and food storage space by a dustproof barrier.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (V)	Shall	Cutting or piercing parts of can openers on vending machines shall be protected from manual contact, dust, insects, rodents, and other contamination.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (W)(1)	May not	Except as specified under paragraph (W)(2) of this rule, molluscan shellfish life support system display tanks may not be used to store or display shellfish that are offered for human consumption and shall be conspicuously marked so that it is obvious to the consumer that the shellfish are for display only.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (W)(2)(a)	Shall	Molluscan shellfish life-support system display tanks that are used to store or display shellfish that are offered for human consumption shall be operated and maintained in accordance with a variance granted by the Ohio department of agriculture or the Ohio department of health as applicable, and a HACCP plan that: Is submitted by the license holder and approved by the Ohio department of agriculture or the Ohio department of health as applicable;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (W)(2)(b)(i)	Shall	Molluscan shellfish life-support system display tanks that are used to store or display shellfish that are offered for human consumption shall be operated and maintained in accordance with a variance granted by the Ohio department of agriculture or the Ohio department of health as applicable, and a HACCP plan that:	3717. ORC	Yes, state law	Yes, state law

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		Ensures that: Water used with fish other than molluscan shellfish does not flow into the molluscan tank;			
3717-1-04.1 (W)(2)(b)(ii)	Shall	Molluscan shellfish life-support system display tanks that are used to store or display shellfish that are offered for human consumption shall be operated and maintained in accordance with a variance granted by the Ohio department of agriculture or the Ohio department of health as applicable, and a HACCP plan that: Ensures that: The safety and quality of the shellfish as they were received are not compromised by the use of the tank;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (W)(2)(b)(iii)	Shall	Molluscan shellfish life-support system display tanks that are used to store or display shellfish that are offered for human consumption shall be operated and maintained in accordance with a variance granted by the Ohio department of agriculture or the Ohio department of health as applicable, and a HACCP plan that: Ensures that: The identity of the source of the shellstock is retained as specified under paragraph (R) of rule 3717-1-03.1 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (X)(1)(a)	Shall	A machine vending time/temperature controlled for safety food shall have an automatic control that prevents the machine from vending food: If there is a power failure, mechanical failure, or other condition that results in an internal machine temperature that cannot maintain food temperatures as specified under rule 3717-1-03.4 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (X)(1)(b)	Shall	A machine vending time/temperature controlled for safety food shall have an automatic control that prevents the machine from vending food: If a condition specified under paragraph (X)(1)(a) of this rule occurs, until the machine is serviced and restocked with food that has been maintained at temperatures specified under rule 3717-1-03.4 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.1 (X)(2)(a)	May not	In a refrigerated vending machine, the ambient temperature may not exceed forty-one degrees Fahrenheit (five degrees Celsius) for more than thirty minutes immediately after the machine is filled, serviced, or restocked;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (X)(2)(b)	May not	In a hot holding vending machine, the ambient temperature may not be less than one hundred thirty-five degrees Fahrenheit (fifty-seven degrees Celsius) for more than one hundred twenty minutes immediately after the machine is filled, serviced, or restocked.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (Y)(1)	Shall	In a mechanically refrigerated or hot food storage unit, the sensor of a temperature measuring device shall be located to measure the air temperature or a simulated product temperature in the warmest part of a mechanically refrigerated unit and in the coolest part of a hot food storage unit.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (Y)(2)	Shall	Cold or hot holding equipment used for time/temperature controlled for safety food shall be designed to include and shall be equipped with at least one integral or permanently affixed temperature measuring device that is located to allow easy viewing of the device's temperature display. This requirement does not apply to equipment for which the placement of a temperature measuring device is not a practical means for measuring the ambient air temperature surrounding the food because of the design, type, and use of the equipment, such as calrod units, heat lamps, cold plates, bainmaries, steam tables, insulated food transport containers, and salad bars.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (Y)(3)	Shall	Temperature measuring devices shall be designed to be easily readable.	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.1 (Y)(4)	Shall	Food temperature measuring devices and water temperature measuring devices on warewashing machines shall have a numerical scale, printed record, or digital readout in increments no greater than two degrees Fahrenheit or one degree Celsius in the intended range of use.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (Z)(1)	Shall	A warewashing machine shall be provided with an easily accessible and readable data plate affixed to the machine by the manufacturer that indicates the machine's design and operating specifications including the: Temperatures required for washing, rinsing, and sanitizing;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (Z)(1)	Require	Temperatures required for washing, rinsing, and sanitizing;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (Z)(2)	Shall	A warewashing machine shall be provided with an easily accessible and readable data plate affixed to the machine by the manufacturer that indicates the machine's design and operating specifications including the: Pressure required for the fresh water sanitizing rinse unless the machine is designed to use only a pumped sanitizing rinse;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (Z)(2)	Require	Pressure required for the fresh water sanitizing rinse unless the machine is designed to use only a pumped sanitizing rinse;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (Z)(3)	Shall	A warewashing machine shall be provided with an easily accessible and readable data plate affixed to the machine by the manufacturer that indicates the machine's design and operating specifications including the: Conveyor speed for conveyor machines or cycle time for stationary rack machines.	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.1 (AA)	Shall	Warewashing machine wash and rinse tanks shall be equipped with baffles, curtains, or other means to minimize internal cross contamination of the solutions in wash and rinse tanks.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (BB)(1)	Shall	A warewashing machine shall be equipped with a temperature measuring device that indicates the temperature of the water: In each wash and rinse tank;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (BB)(2)	Shall	A warewashing machine shall be equipped with a temperature measuring device that indicates the temperature of the water: As the water enters the hot water sanitizing final rinse manifold or in the chemical sanitizing solution tank.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (CC)(1)	Shall	If hot water is used for sanitization in manual warewashing operations, the sanitizing compartment of the sink shall be: Designed with an integral heating device that is capable of maintaining water at a temperature not less than one hundred seventy-one degrees Fahrenheit (seventy-seven degrees Celsius);	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (CC)(2)	Shall	If hot water is used for sanitization in manual warewashing operations, the sanitizing compartment of the sink shall be: Provided with a rack or basket to allow complete immersion of equipment and utensils into the hot water.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (DD)(1)	Shall	A warewashing machine installed after March 1, 2005, shall be equipped to: Automatically dispense detergents and sanitizers;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (DD)(2)	Shall	A warewashing machine installed after March 1, 2005, shall be equipped to: Incorporate a visual means to verify that detergents and sanitizers are delivered or a visual or audible alarm to signal if the detergents and sanitizers are not delivered to the respective washing and sanitizing cycles.	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.1 (EE)(1)	Shall	Except for machines that use only a pumped or recirculated sanitizing rinse, warewashing machines that provide a fresh hot water sanitizing rinse shall be equipped with: A pressure gauge or similar device such as a transducer that measures and displays the water pressure in the supply line immediately before entering the warewashing machine;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (EE)(2)	Shall	Except for machines that use only a pumped or recirculated sanitizing rinse, warewashing machines that provide a fresh hot water sanitizing rinse shall be equipped with: If the flow pressure measuring device is upstream of the fresh hot water sanitizing rinse control valve, the device shall be mounted in a one-fourth inch or 6.4 millimeter iron pipe size (IPS) valve.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (EE)(2)	Shall	If the flow pressure measuring device is upstream of the fresh hot water sanitizing rinse control valve, the device shall be mounted in a one-fourth inch or 6.4 millimeter iron pipe size (IPS) valve.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (FF)	Shall	Sinks and drainboards of warewashing sinks and machines shall be self-draining.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (GG)	Shall	Equipment compartments that are subject to accumulation of moisture due to conditions such as condensation, food or beverage drip, or water from melting ice shall be sloped to an outlet that allows complete draining.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (HH)(1)	Shall	Vending machines designed to store beverages that are packaged in containers made from paper products shall be equipped with diversion devices and retention pans or drains for container leakage.	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.1 (HH)(2)(a)	Shall	Vending machines that dispense liquid food in bulk or bulk water machines shall be: Provided with an internally mounted waste receptacle for the collection of drip, spillage, overflow, or other internal wastes;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (HH)(2)(b)	Shall	Vending machines that dispense liquid food in bulk or bulk water machines shall be: Equipped with an automatic shutoff device that will place the machine out of operation before the waste receptacle overflows.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (HH)(3)	Shall	Shutoff devices specified under paragraph (HH)(2)(b) of this rule shall prevent water or liquid food from continuously running if there is a failure of a flow control device in the water or liquid food system or waste accumulation that could lead to overflow of the waste receptacle.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (II)	Shall	Apparatuses, such as dollies, pallets, racks, and skids used to store and transport large quantities of packaged foods received from a supplier in a cased or overwrapped lot, shall be designed to be moved by hand or by conveniently available apparatuses such as hand trucks and forklifts.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (JJ)(1)(a)	Shall	Vending machine or bulk water machine doors and access opening covers to food and container storage spaces shall be tight-fitting so that the space along the entire interface between the doors or covers and the cabinet of the machine, if the doors or covers are in a closed position, is no greater than one-sixteenth inch or 1.5 millimeters by: Being covered with louvers, screens, or materials that provide an equivalent opening of not greater than one-sixteenth inch or 1.5 millimeters. Screening of twelve or more mesh to one inch (2.5 centimeters) meets this requirement;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (JJ)(1)(b)	Shall	Vending machine or bulk water machine doors and access opening covers to food and container storage spaces shall be tight-fitting so that the space along the entire interface between the doors or covers and the cabinet of the machine, if the doors or covers are in	3717. ORC	Yes, state law	Yes, state law

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		a closed position, is no greater than one-sixteenth inch or 1.5 millimeters by: Being effectively gasketed;			
3717-1-04.1 (JJ)(1)(c)	Shall	Vending machine or bulk water machine doors and access opening covers to food and container storage spaces shall be tight-fitting so that the space along the entire interface between the doors or covers and the cabinet of the machine, if the doors or covers are in a closed position, is no greater than one-sixteenth inch or 1.5 millimeters by: Having interface surfaces that are at least one-half inch or thirteen millimeters wide;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (JJ)(1)(d)	Shall	Vending machine or bulk water machine doors and access opening covers to food and container storage spaces shall be tight-fitting so that the space along the entire interface between the doors or covers and the cabinet of the machine, if the doors or covers are in a closed position, is no greater than one-sixteenth inch or 1.5 millimeters by: Jambs or surfaces used to form an L-shaped entry path to the interface.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (JJ)(2)	Shall	Vending machine or bulk water machine service connection openings through an exterior wall of a machine shall be closed by sealants, clamps, or grommets so that the openings are no larger than one-sixteenth inch or 1.5 millimeters.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (KK)(1)	Shall	Except as provided in paragraph (KK)(2) of this rule, food equipment that is acceptable for use in a food service operation or retail food establishment shall be approved by a recognized food equipment testing agency.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (LL)(1)(a)	Shall	All micro market display units offering time/temperature controlled for safety food shall have an automatic control that prevents the equipment from opening if: There is a power failure, mechanical failure, or other condition that results in an internal	3717. ORC	Yes, state law	Yes, state law

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		equipment temperature that cannot maintain food temperatures as specified under rule 3717-1-03.4 of the Administrative Code;			
3717-1-04.1 (LL)(1)(b)	Shall	All micro market display units offering time/temperature controlled for safety food shall have an automatic control that prevents the equipment from opening if: A condition specified under paragraph (LL)(1)(a) of this rule occurs, until the equipment is serviced and restocked with food that has been maintained at temperatures specified under rule 3717-1-03.4 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (LL)(2)	May not	When the automatic shutoff within a display described under paragraph (LL)(1) of this rule is activated the ambient temperature may not exceed forty-one degrees Fahrenheit (five degrees Celsius) for more than thirty minutes immediately after the display is filled, serviced, or restocked.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.1 (MM)	Shall	Equipment for cooling, heating, or holding cold or hot time/temperature controlled for safety food, shall be sufficient in number and capacity to provide food at the food temperatures specified under rule 3717-1-03.3 of the Administrative Code and rule 3717-1-03.4 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.2 (A)	Shall	Equipment for cooling, heating, or holding cold or hot time/temperature controlled for safety food, shall be sufficient in number and capacity to provide food at the food temperatures specified under rule 3717-1-03.3 of the Administrative Code and rule 3717-1-03.4 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.2 (B)(1)	Shall	Except as specified in paragraph (B)(3) of this rule, a sink with at least three compartments shall be provided for manually washing, rinsing, and sanitizing equipment and utensils.	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.2 (B)(2)	Shall	Sink compartments shall be large enough to accommodate immersion of the largest equipment and utensils. If equipment or utensils are too large for the warewashing sink, a warewashing machine or alternative equipment as specified in paragraph (B)(3) of this rule shall be used.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.2 (B)(2)	Shall	Sink compartments shall be large enough to accommodate immersion of the largest equipment and utensils. If equipment or utensils are too large for the warewashing sink, a warewashing machine or alternative equipment as specified in paragraph (B)(3) of this rule shall be used.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.2 (B)(4)(a)	Shall	The license holder shall have its use approved by the licensor;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.2 (B)(4)(b)	Shall	The license holder shall limit the number of kitchenware items cleaned and sanitized in the two compartment sink, and shall limit warewashing to batch operations for cleaning kitchenware such as between cutting one type of raw meat and another or cleanup at the end of a shift, and shall:	3717. ORC	Yes, state law	Yes, state law
3717-1-04.2 (B)(4)(b)		The license holder shall limit the number of kitchenware items cleaned and sanitized in the two compartment sink, and shall limit warewashing to batch operations for cleaning kitchenware such as between cutting one type of raw meat and another or cleanup at the end of a shift, and shall:	3717. ORC	Yes, state law	Yes, state law
3717-1-04.2 (B)(4)(b)(i)		The license holder shall limit the number of kitchenware items cleaned and sanitized in the two compartment sink, and shall limit warewashing to batch operations for cleaning kitchenware such as between cutting one type of raw meat and another or cleanup at the end of a shift, and shall: Make up the cleaning and sanitizing solutions immediately before use and drain them immediately after use;	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.2 (B)(4)(b)(ii)		The license holder shall limit the number of kitchenware items cleaned and sanitized in the two compartment sink, and shall limit warewashing to batch operations for cleaning kitchenware such as between cutting one type of raw meat and another or cleanup at the end of a shift, and shall: Use a detergent-sanitizer to sanitize and apply the detergent-sanitizer in accordance with the manufacturer's label instructions and as specified under paragraph (O) of rule 3717-1-04.4 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.2 (B)(4)(b)(iii)		The license holder shall limit the number of kitchenware items cleaned and sanitized in the two compartment sink, and shall limit warewashing to batch operations for cleaning kitchenware such as between cutting one type of raw meat and another or cleanup at the end of a shift, and shall: Use a hot water sanitization immersion step as specified under paragraph (J)(3) of rule 3717-1-04.5 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.2 (B)(5)	May not	A two-compartment sink may not be used for warewashing operations where cleaning and sanitizing solutions are used for a continuous or intermittent flow of kitchenware or tableware in an ongoing warewashing process.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.2 (C)	Shall	Drainboards, utensil racks, or tables large enough to accommodate all soiled and cleaned items that may accumulate during hours of operation shall be provided for necessary utensil holding before cleaning and after sanitizing.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.2 (D)	Shall	Ventilation hood systems and devices shall be sufficient in number and capacity to prevent grease or condensation from collecting on walls and ceilings.	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.2 (E)(1)	Shall	Except as specified in paragraph (E)(2) of this rule, if work clothes or linens are laundered on the premises, a mechanical clothes washer and dryer shall be provided and used.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.2 (F)	Shall	A food dispensing utensil shall be available for each container displayed at a consumer self-service unit such as a buffet or salad bar.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.2 (G)(1)	Shall	Food temperature measuring devices shall be provided and readily accessible for use in ensuring attainment and maintenance of food temperatures as specified under this chapter.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.2 (G)(2)	Shall	A temperature measuring device with a suitable small-diameter probe that is designed to measure the temperature of thin masses shall be provided and readily accessible to accurately measure the temperature in thin foods such as meat patties and fish fillets.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.2 (H)(1)	Shall	In manual warewashing operations, a temperature measuring device shall be provided and readily accessible for frequently measuring the washing and sanitizing temperatures.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.2 (H)(2)	Shall	In hot water mechanical warewashing operations, an irreversible registering temperature indicator shall be provided and readily accessible for measuring the utensil surface temperature.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.2 (I)	Shall	A test kit or other device that accurately measures the concentration in ppm (mg/L) of sanitizing solutions shall be provided.	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.2 (J)(1)	Shall	Cleaning agents that are used to clean equipment and utensils as specified under rule 3717-1-04.5 of the Administrative Code, shall be provided and available for use during all hours of operation.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.2 (J)(2)	Shall	Except for those that are generated on-site at the time of use, chemical sanitizers that are used to sanitize equipment and utensils as specified under rule 3717-1-04.6 of the Administrative Code, shall be provided and available for use during all hours of operation.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.3 (A)(1)(a)	May not	Equipment, a cabinet used for the storage of food, or a cabinet that is used to store cleaned and sanitized equipment, utensils, laundered linens, single-service articles, or single-use articles may not be located: In toilet rooms;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.3 (A)(1)(b)	May not	Equipment, a cabinet used for the storage of food, or a cabinet that is used to store cleaned and sanitized equipment, utensils, laundered linens, single-service articles, or single-use articles may not be located: In garbage rooms;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.3 (A)(1)(c)	May not	Equipment, a cabinet used for the storage of food, or a cabinet that is used to store cleaned and sanitized equipment, utensils, laundered linens, single-service articles, or single-use articles may not be located: In mechanical rooms;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.3 (A)(1)(d)	May not	Equipment, a cabinet used for the storage of food, or a cabinet that is used to store cleaned and sanitized equipment, utensils, laundered linens, single-service articles, or single-use articles may not be located: Under sewer lines that are not shielded to intercept potential drips;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.3 (A)(1)(e)	May not	Equipment, a cabinet used for the storage of food, or a cabinet that is used to store cleaned and sanitized equipment, utensils, laundered linens, single-service articles, or single-use articles may not be located: Under leaking water lines including leaking	3717. ORC	Yes, state law	Yes, state law

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		automatic fire sprinkler heads or under lines on which water has condensed;			
3717-1-04.3 (A)(1)(f)	May not	Equipment, a cabinet used for the storage of food, or a cabinet that is used to store cleaned and sanitized equipment, utensils, laundered linens, single-service articles, or single-use articles may not be located: Under open stairwells;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.3 (A)(1)(g)	May not	Equipment, a cabinet used for the storage of food, or a cabinet that is used to store cleaned and sanitized equipment, utensils, laundered linens, single-service articles, or single-use articles may not be located: In locker rooms unless it is a storage cabinet used only for linens, single-service articles, or single-use articles;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.3 (A)(1)(h)	May not	Equipment, a cabinet used for the storage of food, or a cabinet that is used to store cleaned and sanitized equipment, utensils, laundered linens, single-service articles, or single-use articles may not be located: Under other sources of contamination.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.3 (A)(2)	Shall	If a mechanical clothes washer or dryer is provided, it shall be located so that the washer or dryer is protected from contamination and located where there is no exposed food; clean equipment, utensils, or linens; or unwrapped single-service or single-use articles.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.3 (B)(1)(a)	Shall	Equipment that is fixed because it is not easily movable shall be installed so that it is: Spaced to allow access for cleaning along the sides, behind, and above the equipment;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.3 (B)(1)(b)	Shall	Equipment that is fixed because it is not easily movable shall be installed so that it is: Spaced from adjoining equipment, walls, and ceilings a distance of not more than one thirty-second inch or one millimeter;	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.3 (B)(1)(c)	Shall	Equipment that is fixed because it is not easily movable shall be installed so that it is: Sealed to adjoining equipment or walls, if the equipment is exposed to spillage or seepage.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.3 (B)(2)(a)	Shall	Counter-mounted equipment that is not easily movable shall be installed to allow cleaning of the equipment and areas underneath and around the equipment by being: Sealed;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.3 (B)(2)(b)	Shall	Counter-mounted equipment that is not easily movable shall be installed to allow cleaning of the equipment and areas underneath and around the equipment by being: Elevated on legs as specified under paragraph (C)(2) of this rule.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.3 (C)(1)	Shall	Floor-mounted equipment that is not easily movable shall be sealed to the floor or elevated on legs that provide at least a six inch (fifteen centimeter) clearance between the floor and the equipment. This paragraph does not apply:	3717. ORC	Yes, state law	Yes, state law
3717-1-04.3 (C)(2)(a)	Shall	Counter-mounted equipment that is not easily movable shall be elevated on legs that provide at least a four inch (ten centimeter) clearance between the counter and the equipment, unless the horizontal distance of the counter top under the equipment from the point of access for cleaning is no more than:	3717. ORC	Yes, state law	Yes, state law
3717-1-04.3 (C)(2)(b)	Shall	Counter-mounted equipment that is not easily movable shall be elevated on legs that provide at least a four inch (ten centimeter) clearance between the counter and the equipment, unless the horizontal distance of the counter top under the equipment from the point of access for cleaning is no more than: Three inches (7.5 centimeters) and the clearance space is at least two inches (five centimeters).	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.4 (A)(1)	Shall	Equipment shall be maintained in a state of repair and condition that meets the requirements specified under rule 3717-1-04 of the Administrative Code and rule 3717-1-04.1 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (A)(2)	Shall	Equipment components such as doors, seals, hinges, fasteners, and kick plates shall be kept intact, tight, and adjusted in accordance with manufacturer's specifications.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (A)(3)	Shall	Cutting or piercing parts of can openers shall be kept sharp to minimize the creation of metal fragments that can contaminate food when the container is opened.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (B)	Shall	Surfaces such as cutting blocks and boards that are subject to scratching and scoring shall be resurfaced if they can no longer be effectively cleaned and sanitized, or discarded if they are not capable of being resurfaced.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (C)	Shall	Microwave ovens shall meet the safety standards specified in 21 C.F.R. 1030.10.	3717. ORC	Yes, both state and federal law	Yes, both state and federal law
3717-1-04.4 (D)(1)	Shall	A warewashing machine; the compartments of sinks, basins, or other receptacles used for washing and rinsing equipment, utensils, or raw foods, or laundering wiping cloths; and drainboards or other equipment used to substitute for drainboards as specified under paragraph (C) of rule 3717-1-04.2 of the Administrative Code shall be cleaned: Before use;	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.4 (D)(2)	Shall	A warewashing machine; the compartments of sinks, basins, or other receptacles used for washing and rinsing equipment, utensils, or raw foods, or laundering wiping cloths; and drainboards or other equipment used to substitute for drainboards as specified under paragraph (C) of rule 3717-1-04.2 of the Administrative Code shall be cleaned: Throughout the day at a frequency necessary to prevent recontamination of equipment and utensils and to ensure that the equipment performs its intended function;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (D)(3)	Shall	A warewashing machine; the compartments of sinks, basins, or other receptacles used for washing and rinsing equipment, utensils, or raw foods, or laundering wiping cloths; and drainboards or other equipment used to substitute for drainboards as specified under paragraph (C) of rule 3717-1-04.2 of the Administrative Code shall be cleaned: If used, at least every twenty-four hours.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (E)(1)	Shall	A warewashing machine and its auxiliary components shall be operated in accordance with the machine's data plate and other manufacturer's instructions.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (E)(2)	Shall	A warewashing machine's conveyor speed or automatic cycle times shall be maintained accurately timed in accordance with manufacturer's specifications.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (F)(1)	May not	A warewashing sink may not be used for handwashing as specified under paragraph (D) of rule 3717-1-02.2 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (F)(2)	Shall	If a warewashing sink is used to wash wiping cloths, wash produce, or thaw food, the sink shall be cleaned as specified under paragraph (D) of this rule before and after each time it is used to wash wiping cloths or wash produce or thaw food.	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.4 (F)(2)	shall	Sinks used to wash or thaw food shall be sanitized as specified under rule 3717-1-04.6 of the Administrative Code before and after using the sink to wash produce or thaw food.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (G)	Shall	When used for warewashing, the wash compartment of a sink, mechanical warewasher, or wash receptacle of alternative manual warewashing equipment as specified in paragraph (B)(3) of rule 3717-1-04.2 of the Administrative Code, shall contain a wash solution of soap, detergent, acid cleaner, alkaline cleaner, degreaser, abrasive cleaner, or other cleaning agent according to the cleaning agent manufacturer's label instructions.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (H)	Shall	The wash, rinse, and sanitize solutions shall be maintained clean.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (I)	Shall	The temperature of the wash solution in manual warewashing equipment shall be maintained at not less than one hundred ten degrees Fahrenheit (forty-three degrees Celsius) or the temperature specified on the cleaning agent manufacturer's label instructions.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (J)(1)(a)	May not	The temperature of the wash solution in spray type warewashers that use hot water to sanitize may not be less than: For a stationary rack, single temperature machine, one hundred sixty-five degrees Fahrenheit (seventy-four degrees Celsius);	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (J)(1)(b)	May not	The temperature of the wash solution in spray type warewashers that use hot water to sanitize may not be less than: For a stationary rack, dual temperature machine, one hundred fifty degrees Fahrenheit (sixty-six degrees Celsius);	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.4 (J)(1)(c)	May not	The temperature of the wash solution in spray type warewashers that use hot water to sanitize may not be less than: For a single tank, conveyor, dual temperature machine, one hundred sixty degrees Fahrenheit (seventy-one degrees Celsius);	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (J)(1)(d)	May not	The temperature of the wash solution in spray type warewashers that use hot water to sanitize may not be less than: For a multitank, conveyor, multitemperature machine, one hundred fifty degrees Fahrenheit (sixty-six degrees Celsius).	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (J)(2)	May not	The temperature of the wash solution in spray-type warewashers that use chemicals to sanitize may not be less than one hundred twenty degrees Fahrenheit (forty-nine degrees Celsius).	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (K)	Shall	If immersion in hot water is used for sanitizing in a manual operation, the temperature of the water shall be maintained at one hundred seventy-one degrees Fahrenheit (seventy-seven degrees Celsius) or above.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (L)(1)(a)	May not	In a mechanical operation, the temperature of the fresh hot water sanitizing rinse as it enters the manifold may not be more than one hundred ninety-four degrees Fahrenheit (ninety degrees Celsius), or less than:	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (L)(1)(b)	May not	In a mechanical operation, the temperature of the fresh hot water sanitizing rinse as it enters the manifold may not be more than one hundred ninety-four degrees Fahrenheit (ninety degrees Celsius), or less than:	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (M)	shall	The flow pressure of the fresh hot water sanitizing rinse in a warewashing machine, as measured in the water line immediately downstream or upstream from the fresh hot water sanitizing rinse control valve, shall be within the range specified on the machine manufacturer's data plate and may not be less than five pounds per	3717. ORC	Yes, state law	Yes, state law

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		square inch (thirty-five kilopascals) or more than thirty pounds per square inch (two hundred kilopascals).			
3717-1-04.4 (M)	May not	The flow pressure of the fresh hot water sanitizing rinse in a warewashing machine, as measured in the water line immediately downstream or upstream from the fresh hot water sanitizing rinse control valve, shall be within the range specified on the machine manufacturer's data plate and may not be less than five pounds per square inch (thirty-five kilopascals) or more than thirty pounds per square inch (two hundred kilopascals).	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (N)	Shall	A chemical sanitizer used in a sanitizing solution for a manual or mechanical operation at contact times specified under paragraph (C)(3) of rule 3717-1-04.6 of the Administrative Code shall meet the criteria specified under paragraph (E) of rule 3717-1-07.1 of the Administrative Code, shall be used in accordance with the EPA-registered label use instructions, or shall be used as follows:	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (N)(1)	shall	A chemical sanitizer used in a sanitizing solution for a manual or mechanical operation at contact times specified under paragraph (C)(3) of rule 3717-1-04.6 of the Administrative Code shall meet the criteria specified under paragraph (E) of rule 3717-1-07.1 of the Administrative Code, shall be used in accordance with the EPA-registered label use instructions, or shall be used as follows: A chlorine solution shall have a minimum temperature based on the concentration and pH of the solution as listed in the following chart;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (N)(2)	Shall	A chemical sanitizer used in a sanitizing solution for a manual or mechanical operation at contact times specified under paragraph (C)(3) of rule 3717-1-04.6 of the Administrative Code shall meet the criteria specified under paragraph (E) of rule 3717-1-07.1 of the Administrative Code, shall be used in accordance with the EPA-registered label use instructions, or shall be used as follows: An iodine solution shall have a:	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.4 (N)(2)(a)	Shall	An iodine solution shall have a: Minimum temperature of sixty-eight degrees Fahrenheit (twenty degrees Celsius);	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (N)(2)(b)	Shall	An iodine solution shall have a: pH of five or less or a pH no higher than the level for which the manufacturer specifies the solution is effective;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (N)(2)(c)	Shall	An iodine solution shall have a: Concentration between 12.5 ppm (mg/L) and twenty-five ppm (mg/L).	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (N)(3)	shall	A chemical sanitizer used in a sanitizing solution for a manual or mechanical operation at contact times specified under paragraph (C)(3) of rule 3717-1-04.6 of the Administrative Code shall meet the criteria specified under paragraph (E) of rule 3717-1-07.1 of the Administrative Code, shall be used in accordance with the EPA-registered label use instructions, or shall be used as follows: A quaternary ammonium compound solution shall:	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (N)(3)(a)	Shall	A quaternary ammonium compound solution shall: Have a minimum temperature of seventy-five degrees Fahrenheit (twenty-four degrees Celsius);	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (N)(3)(b)	Shall	A quaternary ammonium compound solution shall: Have a concentration as specified under paragraph (E) of rule 3717-1-07.1 of the Administrative Code and as indicated by the manufacturer's use directions included in the labeling; Have a concentration as specified under paragraph (E) of rule 3717-1-07.1 of the Administrative Code and as indicated by the manufacturer's use directions included in the labeling;	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.4 (N)(3)(c)	Shall	A quaternary ammonium compound solution shall: Be used only in water with five hundred ppm (mg/L) hardness or less or in water having a hardness no greater than specified by the EPA-registered label use instructions.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (N)(4)	Shall	A chemical sanitizer used in a sanitizing solution for a manual or mechanical operation at contact times specified under paragraph (C)(3) of rule 3717-1-04.6 of the Administrative Code shall meet the criteria specified under paragraph (E) of rule 3717-1-07.1 of the Administrative Code, shall be used in accordance with the EPA-registered label use instructions, or shall be used as follows: If another solution of a chemical specified under paragraphs (N)(1) to (N)(3) of this rule is used, the license holder shall demonstrate to the licensor that the solution achieves sanitization and the use of the solution shall be approved;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (N)(4)	Shall	If another solution of a chemical specified under paragraphs (N)(1) to (N)(3) of this rule is used, the license holder shall demonstrate to the licensor that the solution achieves sanitization and the use of the solution shall be approved;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (N)(5)	Shall	A chemical sanitizer used in a sanitizing solution for a manual or mechanical operation at contact times specified under paragraph (C)(3) of rule 3717-1-04.6 of the Administrative Code shall meet the criteria specified under paragraph (E) of rule 3717-1-07.1 of the Administrative Code, shall be used in accordance with the EPA-registered label use instructions, or shall be used as follows:	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (N)(6)	Shall	A chemical sanitizer used in a sanitizing solution for a manual or mechanical operation at contact times specified under paragraph (C)(3) of rule 3717-1-04.6 of the Administrative Code shall meet the criteria specified under paragraph (E) of rule 3717-1-07.1 of the Administrative Code, shall be used in accordance with the EPA-registered label use instructions, or shall be used as follows: If a chemical sanitizer is generated by a device located on-site at the food service operation or retail food establishment it shall be	3717. ORC	Yes, state law	Yes, state law

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		used as specified in paragraphs (N)(1) to (N)(4) of this rule and shall be produced by a device that:			
3717-1-04.4 (N)(6)	Shall	If a chemical sanitizer is generated by a device located on-site at the food service operation or retail food establishment it shall be used as specified in paragraphs (N)(1) to (N)(4) of this rule and shall be produced by a device that:	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (N)(6)(a)	Shall	If a chemical sanitizer is generated by a device located on-site at the food service operation or retail food establishment it shall be used as specified in paragraphs (N)(1) to (N)(4) of this rule and shall be produced by a device that: Complies with regulation as specified in subparagraphs 2 (q)(1) and 12 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) 7 U.S.C. 136 et seq., as amended (2012);	3717. ORC	Yes, both state and federal law	Yes, both state and federal law
3717-1-04.4 (N)(6)(b)	Shall	If a chemical sanitizer is generated by a device located on-site at the food service operation or retail food establishment it shall be used as specified in paragraphs (N)(1) to (N)(4) of this rule and shall be produced by a device that: Complies with 40 C.F.R. 152.500 and 40 C.F.R. 156.10;	3717. ORC	Yes, both state and federal law	Yes, both state and federal law
3717-1-04.4 (N)(6)(c)	Shall	If a chemical sanitizer is generated by a device located on-site at the food service operation or retail food establishment it shall be used as specified in paragraphs (N)(1) to (N)(4) of this rule and shall be produced by a device that: Displays the EPA device manufacturing facility registration number on the device;	3717. ORC	Yes, both state and federal law	Yes, both state and federal law
3717-1-04.4 (N)(6)(d)	Shall	If a chemical sanitizer is generated by a device located on-site at the food service operation or retail food establishment it shall be used as specified in paragraphs (N)(1) to (N)(4) of this rule and shall be produced by a device that: Is operated and maintained in accordance with manufacturer's instructions.	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.4 (O)	Shall	If a detergent-sanitizer is used to sanitize in a cleaning and sanitizing procedure where there is no distinct water rinse between the washing and sanitizing steps, the agent applied in the sanitizing step shall be the same detergent-sanitizer that is used in the washing step.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (P)	Shall	Concentration of the sanitizing solution shall be accurately determined by using a test kit or other device.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (Q)(1)	Shall	Utensils shall be maintained in a state of repair or condition that complies with the requirements specified under rule 3717-1-04 of the Administrative Code and rule 3717-1-04.1 of the Administrative Code or shall be discarded.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (Q)(1)	Shall	Utensils shall be maintained in a state of repair or condition that complies with the requirements specified under rule 3717-1-04 of the Administrative Code and rule 3717-1-04.1 of the Administrative Code or shall be discarded.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (Q)(2)	Shall	Food temperature measuring devices shall be calibrated in accordance with manufacturer's specifications as necessary to ensure their accuracy.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (Q)(3)	Shall	Ambient air temperature, water pressure, and water temperature measuring devices shall be maintained in good repair and be accurate within the intended range of use.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (R)	Shall	A food service operation or retail food establishment without facilities specified under rule 3717-1-04.5 of the Administrative Code and rule 3717-1-04.6 of the Administrative Code for cleaning and sanitizing kitchenware and tableware shall provide only single-use kitchenware, single-service articles, and single-use	3717. ORC	Yes, state law	Yes, state law

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		articles for use by food employees and single-service articles for use by consumers.			
3717-1-04.4 (S)	May not	Single-service articles and single-use articles may not be reused.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (S)	Shall	The bulk milk container dispensing tube shall be cut on the diagonal leaving no more than one inch protruding from the chilled dispensing head.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.4 (T)	May not	Mollusk and crustacea shells may not be used more than once as serving containers.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (A)(1)	Shall	Equipment food-contact surfaces and utensils shall be clean to sight and touch.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (A)(2)	Shall	The food-contact surfaces of cooking equipment and pans shall be kept free of encrusted grease deposits and other soil accumulations.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (A)(3)	Shall	Nonfood-contact surfaces of equipment shall be kept free of an accumulation of dust, dirt, food residue, and other debris.	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.5 (B)(1)(a)	Shall	Equipment food-contact surfaces and utensils shall be cleaned: Except as specified in paragraph (B)(2) of this rule, before each use with a different type of raw animal food such as beef, fish, lamb, pork, or poultry;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (B)(1)(b)	Shall	Equipment food-contact surfaces and utensils shall be cleaned: Each time there is a change from working with raw foods to working with ready-to-eat foods;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (B)(1)(c)	Shall	Equipment food-contact surfaces and utensils shall be cleaned: Between uses with raw fruits and vegetables and with time/temperature controlled for safety food;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (B)(1)(d)	Shall	Equipment food-contact surfaces and utensils shall be cleaned: Before using or storing a food temperature measuring device;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (B)(1)(e)	Shall	Equipment food-contact surfaces and utensils shall be cleaned: At any time during the operation when contamination may have occurred.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (B)(3)	Shall	Except as specified in paragraph (B)(4) of this rule, if used with time/temperature controlled for safety food, equipment food-contact surfaces and utensils shall be cleaned throughout the day at least every four hours.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (B)(4)(c)	Require	Containers in serving situations such as salad bars, delis, and cafeteria lines holding ready-to-eat time/temperature controlled for safety food that is maintained at the temperatures specified under rule 3717-1-03.4 of the Administrative Code, are intermittently combined with additional supplies of the same food that is at the	3717. ORC	Yes, state law	Yes, state law

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		required temperature, and the containers are cleaned at least every twenty-four hours.			
3717-1-04.5 (B)(5)(a)	Shall	Except when dry cleaning methods are used as specified under paragraph (E) of this rule, surfaces of utensils and equipment contacting food that is not time/temperature controlled for safety shall be cleaned: At any time when contamination may have occurred;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (B)(5)(b)	Shall	Except when dry cleaning methods are used as specified under paragraph (E) of this rule, surfaces of utensils and equipment contacting food that is not time/temperature controlled for safety shall be cleaned: At least every twenty-four hours for iced tea dispensers and consumer self-service utensils such as tongs, scoops, or ladles;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (B)(5)(c)	Shall	Except when dry cleaning methods are used as specified under paragraph (E) of this rule, surfaces of utensils and equipment contacting food that is not time/temperature controlled for safety shall be cleaned: Before restocking consumer self-service equipment and utensils such as condiment dispensers and display containers;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (B)(5)(d)(i)	Shall	Except when dry cleaning methods are used as specified under paragraph (E) of this rule, surfaces of utensils and equipment contacting food that is not time/temperature controlled for safety shall be cleaned: In equipment such as ice bins and beverage dispensing nozzles and enclosed components of equipment such as ice makers, cooking oil storage tanks and distribution lines, beverage and syrup dispensing lines or tubes, coffee bean grinders, and water vending equipment or bulk water machines: At a frequency specified by the manufacturer; or	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.5 (B)(5)(d)(ii)		Except when dry cleaning methods are used as specified under paragraph (E) of this rule, surfaces of utensils and equipment contacting food that is not time/temperature controlled for safety shall be cleaned: In equipment such as ice bins and beverage dispensing nozzles and enclosed components of equipment such as ice makers, cooking oil storage tanks and distribution lines, beverage and syrup dispensing lines or tubes, coffee bean grinders, and water vending equipment or bulk water machines: Absent manufacturer specifications, at a frequency necessary to preclude accumulation of soil or mold.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (C)(1)	Shall	The food-contact surfaces of cooking and baking equipment shall be cleaned at least every twenty-four hours. This paragraph does not apply to hot oil cooking and filtering equipment if it is cleaned as specified in paragraph (B)(2)(f) of this rule.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (C)(2)	Shall	The cavities and door seals of microwave ovens shall be cleaned at least every twenty-four hours by using the manufacturer's recommended cleaning procedure.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (D)	Shall	Nonfood-contact surfaces of equipment shall be cleaned at a frequency necessary to preclude accumulation of soil residues.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (E)(1)	Shall	If used, dry cleaning methods such as brushing, scraping, and vacuuming shall contact only surfaces that are soiled with dry food residues that are not time/temperature controlled for safety.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (E)(2)	May not	Cleaning equipment used in dry cleaning food-contact surfaces may not be used for any other purpose.	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.5 (F)(1)	Shall	Food debris on equipment and utensils shall be scraped over a waste disposal unit or garbage receptacle or shall be removed in a warewashing machine with a prewash cycle.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (F)(1)	Shall	Food debris on equipment and utensils shall be scraped over a waste disposal unit or garbage receptacle or shall be removed in a warewashing machine with a prewash cycle.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (F)(2)	Shall	If necessary for effective cleaning, utensils and equipment shall be preflushed, presoaked, or scrubbed with abrasives.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (G)(1)	Shall	Loading of soiled items in warewashing machines. Soiled items to be cleaned in a warewashing machine shall be loaded into racks, trays, or baskets or onto conveyors in a position that: Exposes the items to the unobstructed spray from all cycles;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (G)(2)	Shall	Loading of soiled items in warewashing machines. Soiled items to be cleaned in a warewashing machine shall be loaded into racks, trays, or baskets or onto conveyors in a position that: Allows the items to drain.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (H)(1)	Shall	Equipment food-contact surfaces and utensils shall be effectively washed to remove or completely loosen soils by using the manual or mechanical means necessary such as the application of detergents containing wetting agents and emulsifiers; acid, alkaline, or abrasive cleaners; hot water; brushes; scouring pads; high-pressure sprays; or ultrasonic devices.	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.5 (H)(2)	Shall	The washing procedures selected shall be based on the type and purpose of the equipment or utensil, and on the type of soil to be removed.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (I)	Shall	Washing - procedures for alternative manual warewashing equipment. If washing in sink compartments or a warewashing machine is impractical such as when the equipment is fixed or the utensils are too large, washing shall be done by using alternative manual warewashing equipment as specified in paragraph (B)(3) of rule 3717-1-04.2 of the Administrative Code, in accordance with the following procedures:	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (I)(1)	Shall	Washing - procedures for alternative manual warewashing equipment. If washing in sink compartments or a warewashing machine is impractical such as when the equipment is fixed or the utensils are too large, washing shall be done by using alternative manual warewashing equipment as specified in paragraph (B)(3) of rule 3717-1-04.2 of the Administrative Code, in accordance with the following procedures: Equipment shall be disassembled as necessary to allow access of the detergent solution to all parts; Equipment shall be disassembled as necessary to allow access of the detergent solution to all parts;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (I)(1)	Shall	Equipment shall be disassembled as necessary to allow access of the detergent solution to all parts;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (I)(2)	Shall	Washing - procedures for alternative manual warewashing equipment. If washing in sink compartments or a warewashing machine is impractical such as when the equipment is fixed or the utensils are too large, washing shall be done by using alternative manual warewashing equipment as specified in paragraph (B)(3) of rule 3717-1-04.2 of the Administrative Code, in accordance with the following procedures: Equipment components and	3717. ORC	Yes, state law	Yes, state law

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		utensils shall be scraped or rough cleaned to remove food particle accumulation;			
3717-1-04.5 (I)(2)	Shall	Equipment components and utensils shall be scraped or rough cleaned to remove food particle accumulation;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (I)(3)	Shall	Washing - procedures for alternative manual warewashing equipment. If washing in sink compartments or a warewashing machine is impractical such as when the equipment is fixed or the utensils are too large, washing shall be done by using alternative manual warewashing equipment as specified in paragraph (B)(3) of rule 3717-1-04.2 of the Administrative Code, in accordance with the following procedures: Equipment and utensils shall be washed as specified under paragraph (H)(1) of this rule.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (I)(3)	Shall	Equipment and utensils shall be washed as specified under paragraph (H)(1) of this rule.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (J)(1)(a)	Shall	Rinsing procedures. Washed utensils and equipment shall be rinsed so that abrasives are removed and cleaning chemicals are removed or diluted through the use of water or a detergent-sanitizer solution by using one of the following procedures: Use of a distinct, separate water rinse after washing and before sanitizing if using: A three-compartment sink;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (J)(1)(b)	Shall	Rinsing procedures. Washed utensils and equipment shall be rinsed so that abrasives are removed and cleaning chemicals are removed or diluted through the use of water or a detergent-sanitizer solution by using one of the following procedures: Use of a distinct, separate water rinse after washing and before sanitizing	3717. ORC	Yes, state law	Yes, state law

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		if using: Alternative manual warewashing equipment equivalent to a three-compartment sink as specified in paragraph (B)(3) of rule 3717-1-04.2 of the Administrative Code; or			
3717-1-04.5 (J)(1)(c)	Shall	Rinsing procedures. Washed utensils and equipment shall be rinsed so that abrasives are removed and cleaning chemicals are removed or diluted through the use of water or a detergent-sanitizer solution by using one of the following procedures: Use of a distinct, separate water rinse after washing and before sanitizing if using: A three-step washing, rinsing, and sanitizing procedure in a warewashing system for CIP equipment.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (J)(2)(a)	Shall	Rinsing procedures. Washed utensils and equipment shall be rinsed so that abrasives are removed and cleaning chemicals are removed or diluted through the use of water or a detergent-sanitizer solution by using one of the following procedures: Use of a detergent-sanitizer as specified under paragraph (O) of rule 3717-1-04.4 of the Administrative Code if using: Alternative warewashing equipment as specified in paragraph (B)(3) of rule 3717-1-04.2 of the Administrative Code that is approved for use with a detergent-sanitizer; or	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (J)(2)(b)	Shall	Rinsing procedures. Washed utensils and equipment shall be rinsed so that abrasives are removed and cleaning chemicals are removed or diluted through the use of water or a detergent-sanitizer solution by using one of the following procedures: Use of a detergent-sanitizer as specified under paragraph (O) of rule 3717-1-04.4 of the Administrative Code if using: A warewashing system for CIP equipment.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (J)(3)	Shall	Rinsing procedures. Washed utensils and equipment shall be rinsed so that abrasives are removed and cleaning chemicals are removed or diluted through the use of water or a detergent-sanitizer solution by using one of the following procedures: Use of a nondistinct water rinse that is integrated in the hot water sanitization immersion step of a two-compartment sink operation;	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.5 (J)(4)(a)	Shall	Rinsing procedures. Washed utensils and equipment shall be rinsed so that abrasives are removed and cleaning chemicals are removed or diluted through the use of water or a detergent-sanitizer solution by using one of the following procedures: If using a warewashing machine that does not recycle the sanitizing solution as specified under paragraph (J)(5) of this rule, or alternative manual warewashing equipment such as sprayers, use of a nondistinct water rinse that is: Integrated in the application of the sanitizing solution; and	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (J)(4)(b)	Shall	Rinsing procedures. Washed utensils and equipment shall be rinsed so that abrasives are removed and cleaning chemicals are removed or diluted through the use of water or a detergent-sanitizer solution by using one of the following procedures: If using a warewashing machine that does not recycle the sanitizing solution as specified under paragraph (J)(5) of this rule, or alternative manual warewashing equipment such as sprayers, use of a nondistinct water rinse that is: Wasted immediately after each application; or	3717. ORC	Yes, state law	Yes, state law
3717-1-04.5 (J)(5)	Shall	Rinsing procedures. Washed utensils and equipment shall be rinsed so that abrasives are removed and cleaning chemicals are removed or diluted through the use of water or a detergent-sanitizer solution by using one of the following procedures: If using a warewashing machine that recycles the sanitizing solution for use in the next wash cycle, use of a nondistinct water rinse that is integrated in the application of the sanitizing solution.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.6 (A)	Shall	Equipment food-contact surfaces and utensils shall be sanitized.	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.6 (B)	Shall	Utensils and food-contact surfaces of equipment shall be sanitized before use after cleaning.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.6 (C)(1)	Shall	After being cleaned, equipment food-contact surfaces and utensils shall be sanitized in: Hot water manual operations by immersion for at least thirty seconds and as specified under paragraph (K) of rule 3717-1-04.4 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.6 (C)(2)	Shall	After being cleaned, equipment food-contact surfaces and utensils shall be sanitized in: Hot water mechanical operations by being cycled through equipment that is set up as specified under paragraphs (E), (L), and (M) of rule 3717-1-04.4 of the Administrative Code and achieving a utensil surface temperature of one hundred sixty degrees Fahrenheit (seventy-one degrees Celsius) as measured by an irreversible registering temperature indicator;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.6 (C)(3)(a)	Shall	After being cleaned, equipment food-contact surfaces and utensils shall be sanitized in: Chemical manual or mechanical operations, including the application of sanitizing chemicals by immersion, manual swabbing, brushing, or pressure spraying methods, using a solution as specified under paragraph (N) of rule 3717-1-04.4 of the Administrative Code by providing: Except as specified under paragraph (C)(3)(b) of this rule, a contact time of at least ten seconds for a chlorine solution specified under paragraph (N)(1) of rule 3717-1-04.4 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.6 (C)(3)(b)	Shall	After being cleaned, equipment food-contact surfaces and utensils shall be sanitized in: Chemical manual or mechanical operations, including the application of sanitizing chemicals by immersion, manual swabbing, brushing, or pressure spraying methods, using a solution as specified under paragraph (N) of rule 3717-1-04.4 of the Administrative Code by providing: A contact time of at least seven seconds for a chlorine solution of fifty ppm (mg/L) that has	3717. ORC	Yes, state law	Yes, state law

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		a pH of ten or less and a temperature of at least one hundred degrees Fahrenheit (thirty-eight degrees Celsius) or a pH of eight or less and a temperature of at least seventy-five degrees Fahrenheit (twenty-four degrees Celsius);			
3717-1-04.6 (C)(3)(c)	Shall	After being cleaned, equipment food-contact surfaces and utensils shall be sanitized in: Chemical manual or mechanical operations, including the application of sanitizing chemicals by immersion, manual swabbing, brushing, or pressure spraying methods, using a solution as specified under paragraph (N) of rule 3717-1-04.4 of the Administrative Code by providing: A contact time of at least thirty seconds for other chemical sanitizing solutions; or	3717. ORC	Yes, state law	Yes, state law
3717-1-04.6 (C)(3)(d)	Shall	After being cleaned, equipment food-contact surfaces and utensils shall be sanitized in: Chemical manual or mechanical operations, including the application of sanitizing chemicals by immersion, manual swabbing, brushing, or pressure spraying methods, using a solution as specified under paragraph (N) of rule 3717-1-04.4 of the Administrative Code by providing: A contact time used in relationship with a combination of temperature, concentration, and pH that, when evaluated for efficacy, yields sanitization.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.7 (A)	Shall	Clean linens shall be free from food residues and other soiling matter.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.7 (B)(1)	Shall	Linens that do not come in direct contact with food shall be laundered between operations if they become wet, sticky, or visibly soiled.	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.7 (B)(2)	Shall	Cloth gloves used as specified in paragraph (N)(3) of rule 3717-1-03.2 of the Administrative Code shall be laundered before being used with a different type of raw animal food such as beef, fish, lamb, pork, or poultry.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.7 (B)(3)	Shall	Linens that are used as specified under paragraph (L) of rule 3717-1-03.2 of the Administrative Code and cloth napkins shall be laundered between each use.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.7 (B)(4)	Shall	Wet wiping cloths shall be laundered daily.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.7 (B)(5)	Shall	Dry wiping cloths shall be laundered as necessary to prevent contamination of food and clean serving utensils.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.7 (C)	Shall	Soiled linens shall be kept in clean, nonabsorbent receptacles or clean, washable laundry bags and stored and transported to prevent contamination of food, clean equipment, clean utensils, single-service articles, or single-use articles.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.7 (D)(1)	Shall	Except as specified in paragraph (D)(2) of this rule, linens shall be mechanically washed.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.7 (E)(1)	Shall	Except as specified in paragraph (E)(2) of this rule laundry facilities on the premises of a food service operation or retail food establishment shall be used only for the washing and drying of items used in the operation of the food service operation or retail food establishment.	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.8 (A)(1)	Shall	Shall be air-dried or used after adequate draining before contact with food;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.8 (A)(2)	May not	May not be cloth dried. Utensils that have been air-dried may be polished with cloths that are maintained clean and dry.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.8 (B)	Shall	Wiping cloths laundered in a food service operation or retail food establishment that does not have a mechanical clothes dryer as specified in paragraph (E) of rule 3717-1-04.2 of the Administrative Code shall be air-dried in a location and in a manner that prevents contamination of food, equipment, utensils, linens, single-service articles, or single-use articles, and the wiping cloths. This paragraph does not apply if wiping cloths are stored after laundering in a sanitizing solution as specified under paragraph (N) of rule 3717-1-04.4 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.8 (C)	Shall	Lubricants as specified under paragraph (I) of rule 3717-1-07.1 of the Administrative Code shall be applied to food-contact surfaces that require lubrication in a manner that does not contaminate food-contact surfaces.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.8 (C)	Require	Lubricants as specified under paragraph (I) of rule 3717-1-07.1 of the Administrative Code shall be applied to food-contact surfaces that require lubrication in a manner that does not contaminate food-contact surfaces.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.8 (D)	Shall	Equipment shall be reassembled so that food-contact surfaces are not contaminated.	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.8 (E)(1)(a)	Shall	Cleaned equipment and utensils, laundered linens, single-service articles, and single-use articles shall be stored: In a clean, dry location;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.8 (E)(1)(b)	Shall	Cleaned equipment and utensils, laundered linens, single-service articles, and single-use articles shall be stored: Where they are not exposed to splash, dust, or other contamination;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.8 (E)(1)(c)	Shall	Cleaned equipment and utensils, laundered linens, single-service articles, and single-use articles shall be stored: At least six inches (fifteen centimeters) above the floor unless the items are kept in closed packages on dollies, pallets, racks, and skids that are designed as specified under paragraph (II) of rule 3717-1-04.1 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.8 (E)(2)	Shall	Clean equipment and utensils shall be stored as specified under paragraph (E)(1) of this rule and shall be stored:	3717. ORC	Yes, state law	Yes, state law
3717-1-04.8 (E)(2)(a)	Shall	Clean equipment and utensils shall be stored as specified under paragraph (E)(1) of this rule and shall be stored: In a self-draining position that allows air drying;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.8 (E)(2)(b)	Shall	Clean equipment and utensils shall be stored as specified under paragraph (E)(1) of this rule and shall be stored: Covered or inverted.	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.8 (E)(3)	Shall	Single-service and single-use articles shall be stored as specified under paragraph (E)(1) of this rule and shall be kept in the original protective package or stored by using other means that afford protection from contamination until used.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.8 (F)(1)	May not	Cleaned and sanitized equipment, utensils, laundered linens, single-service articles, or single-use articles may not be stored: In locker rooms, except for laundered linens, single-service articles, and single-use articles that are packaged or in a facility such as a cabinet;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.8 (F)(2)	May not	Cleaned and sanitized equipment, utensils, laundered linens, single-service articles, or single-use articles may not be stored: In toilet rooms;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.8 (F)(3)	May not	Cleaned and sanitized equipment, utensils, laundered linens, single-service articles, or single-use articles may not be stored: In garbage rooms;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.8 (F)(4)	May not	Cleaned and sanitized equipment, utensils, laundered linens, single-service articles, or single-use articles may not be stored: In mechanical rooms;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.8 (F)(5)	May not	Cleaned and sanitized equipment, utensils, laundered linens, single-service articles, or single-use articles may not be stored: Under sewer lines that are not shielded to intercept potential drips;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.8 (F)(6)	May not	Cleaned and sanitized equipment, utensils, laundered linens, single-service articles, or single-use articles may not be stored: Under leaking water lines including leaking automatic fire sprinkler heads or under lines on which water has condensed;	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.8 (F)(7)	May not	Cleaned and sanitized equipment, utensils, laundered linens, single-service articles, or single-use articles may not be stored: Under open stairwells;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.8 (F)(8)	May not	Cleaned and sanitized equipment, utensils, laundered linens, single-service articles, or single-use articles may not be stored: Under other sources of contamination.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.8 (G)(1)	Shall	Single-service articles, single-use articles, and cleaned and sanitized utensils shall be handled, displayed, and dispensed so that contamination of food-contact and lip-contact surfaces is prevented.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.8 (G)(2)	Shall	Knives, forks, and spoons that are not prewrapped shall be presented so that only the handles are touched by employees and by consumers if consumer self-service is provided.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.8 (G)(3)	Shall	Except as specified under paragraph (G)(2) of this rule, single-service articles that are intended for food-contact or lip-contact shall be furnished for consumer self-service with the original individual wrapper intact or from an approved dispenser.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.8 (H)	Shall	Soiled tableware shall be removed from consumer eating and drinking areas and handled so that clean tableware is not contaminated.	3717. ORC	Yes, state law	Yes, state law
3717-1-04.8 (I)(1)	Shall	Except as specified in paragraph (I)(2) of this rule, tableware that is preset shall be protected from contamination by being wrapped, covered, or inverted.	3717. ORC	Yes, state law	Yes, state law

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3717-1-04.8 (J)(1)	Shall not	After being cleaned and sanitized, equipment and utensils shall not be rinsed before air drying or use unless: The rinse is applied directly from a potable water supply by a warewashing machine that is maintained and operated as specified under rules 3717-1-04.1 and 3717-1-04.4 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-04.8 (J)(2)	Shall not	After being cleaned and sanitized, equipment and utensils shall not be rinsed before air drying or use unless: The rinse is applied only after the equipment and utensils have been sanitized by the application of hot water or by the application of a chemical sanitizer solution whose EPA registered label use instructions call for rinsing off the sanitizer after it is applied in a commercial warewashing machine.	3717. ORC	Yes, state law	Yes, state law
3717-1-05 (A)(1)	Shall	Drinking water shall be obtained from an approved source that is: A public water system that is constructed, maintained and operated in accordance with Chapter 6109. of the Revised Code and the rules adopted thereunder;	3717. ORC	Yes, state law	Yes, state law
3717-1-05 (A)(2)	Shall	Drinking water shall be obtained from an approved source that is: A private water system that is constructed, maintained, and operated in accordance with section 3701.344 of the Revised Code and Chapter 3701-28 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-05 (B)	Shall	A drinking water system shall be flushed, developed and disinfected in accordance with either Chapter 3701-28 of the Administrative Code or Chapter 3745-9 of the Administrative Code, as applicable, before being placed in service after construction, repair, or modification and after an emergency situation, such as a flood, that may introduce contaminants to the system.	3717. ORC	Yes, state law	Yes, state law
3717-1-05 (C)	Shall	Bottled drinking water used or sold in a food service operation or a retail food establishment shall be obtained from approved sources in accordance with 21 C.F.R. 129.	3717. ORC	Yes, state law	Yes, state law

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3717-1-05 (D)(1)	Shall	Water from a public water system shall meet 40 C.F.R. 141, Chapter 3745-81 of the Administrative Code and Chapter 3745-82 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-05 (D)(2)	Shall	Water from a private water system shall meet water quality standards established in Chapter 3701-28 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-05 (E)(1)	Shall	A nondrinking water supply shall be used only if its use is approved.	3717. ORC	Yes, state law	Yes, state law
3717-1-05 (E)(2)	Shall	Nondrinking water shall be used only for nonculinary purposes such as air conditioning, nonfood equipment cooling, and fire protection.	3717. ORC	Yes, state law	Yes, state law
3717-1-05 (F)	Shall	Except when used as specified under paragraph (E) of this rule, water from a private water system shall be sampled and tested at least annually for the presence of total coliforms or other tests as required by the director of health or the director of agriculture and as required by Chapter 3701-28 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-05 (F)	Require	Except when used as specified under paragraph (E) of this rule, water from a private water system shall be sampled and tested at least annually for the presence of total coliforms or other tests as required by the director of health or the director of agriculture and as required by Chapter 3701-28 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-05 (F)	Require	Except when used as specified under paragraph (E) of this rule, water from a private water system shall be sampled and tested at least annually for the presence of total coliforms or other tests as	3717. ORC	Yes, state law	Yes, state law

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		required by the director of health or the director of agriculture and as required by Chapter 3701-28 of the Administrative Code.			
3717-1-05 (G)	Shall	The most recent water quality analysis for the private water system shall be retained on file in the food service operation or retail food establishment, and the analysis shall be maintained as specified by Chapter 3701-28 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-05 (H)(1)	Shall	The water source and system shall be of sufficient capacity to meet the peak water demands of the food service operation or retail food establishment.	3717. ORC	Yes, state law	Yes, state law
3717-1-05 (H)(2)	Shall	Hot water generation and distribution systems shall be sufficient to meet the peak hot water demands throughout the food service operation or retail food establishment.	3717. ORC	Yes, state law	Yes, state law
3717-1-05 (I)	Shall	Water under pressure shall be provided to all fixtures, equipment, and nonfood equipment that are required to use water. Water supplied as specified under paragraphs (K)(1) and (K)(2) of this rule to a temporary food service operation or temporary retail food establishment or in response to a temporary interruption of a water supply need not be under pressure.	3717. ORC	Yes, state law	Yes, state law
3717-1-05 (I)	Require	Water under pressure shall be provided to all fixtures, equipment, and nonfood equipment that are required to use water. Water supplied as specified under paragraphs (K)(1) and (K)(2) of this rule to a temporary food service operation or temporary retail food establishment or in response to a temporary interruption of a water supply need not be under pressure.	3717. ORC	Yes, state law	Yes, state law

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3717-1-05 (J)(1)	Shall	Water shall be received from the source through the use of: An approved public water distribution system;	3717. ORC	Yes, state law	Yes, state law
3717-1-05 (J)(2)	Shall	Water shall be received from the source through the use of: One or more of the following that shall be constructed, maintained, and operated according to Chapter 3701-28 of the Administrative Code:	3717. ORC	Yes, state law	Yes, state law
3717-1-05 (J)(2)(a)	Shall	One or more of the following that shall be constructed, maintained, and operated according to Chapter 3701-28 of the Administrative Code: Private water distribution system, water pumps, pipes, hoses, connections, and other appurtenances;	3717. ORC	Yes, state law	Yes, state law
3717-1-05 (J)(2)(b)	Shall	One or more of the following that shall be constructed, maintained, and operated according to Chapter 3701-28 of the Administrative Code: Water transport vehicles;	3717. ORC	Yes, state law	Yes, state law
3717-1-05 (J)(2)(c)	Shall	One or more of the following that shall be constructed, maintained, and operated according to Chapter 3701-28 of the Administrative Code: Water containers.	3717. ORC	Yes, state law	Yes, state law
3717-1-05 (K)(1)	Shall	Water meeting the requirements specified under paragraphs (A) to (I) of this rule shall be made available for a mobile or temporary food service operation, a mobile or temporary retail food establishment without a permanent water supply; and for a food service operation or retail food establishment with a temporary interruption of its water supply through: A supply of containers of commercially bottled drinking water;	3717. ORC	Yes, state law	Yes, state law

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3717-1-05 (K)(2)	Shall	Water meeting the requirements specified under paragraphs (A) to (I) of this rule shall be made available for a mobile or temporary food service operation, a mobile or temporary retail food establishment without a permanent water supply; and for a food service operation or retail food establishment with a temporary interruption of its water supply through: One or more closed portable water containers;	3717. ORC	Yes, state law	Yes, state law
3717-1-05 (K)(3)	Shall	Water meeting the requirements specified under paragraphs (A) to (I) of this rule shall be made available for a mobile or temporary food service operation, a mobile or temporary retail food establishment without a permanent water supply; and for a food service operation or retail food establishment with a temporary interruption of its water supply through: An enclosed vehicular water tank that meets the requirements of Chapter 3701-28 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-05 (K)(4)	Shall	Water meeting the requirements specified under paragraphs (A) to (I) of this rule shall be made available for a mobile or temporary food service operation, a mobile or temporary retail food establishment without a permanent water supply; and for a food service operation or retail food establishment with a temporary interruption of its water supply through: An on-premises water storage tank that meets the requirements of Chapter 3701-28 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-05 (K)(5)	Shall	Water meeting the requirements specified under paragraphs (A) to (I) of this rule shall be made available for a mobile or temporary food service operation, a mobile or temporary retail food establishment without a permanent water supply; and for a food service operation or retail food establishment with a temporary interruption of its water supply through: Piping, tubing, or hoses, composed of materials that meet NSF standard 61 or equivalent, connected to an adjacent approved source.	3717. ORC	Yes, state law	Yes, state law

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3717-1-05.1 (A)(1)	Shall	A plumbing system and hoses conveying water shall be constructed and repaired with approved materials that meet NSF standard 61 or equivalent.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (A)(2)	Shall	A water filter shall be made of safe materials.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (B)(1)	Shall	A plumbing system shall be designed, constructed, and installed according to the Ohio plumbing code.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (B)(2)	Shall	A plumbing fixture such as a handwashing sink, toilet, or urinal shall be easily cleanable.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (C)(1)	Shall	A handwashing sink shall be equipped to provide water at a temperature of at least one hundred degrees Fahrenheit (thirty-eight degrees Celsius) through a mixing valve or combination faucet.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (C)(2)	May not	A steam mixing valve may not be used at a handwashing sink.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (C)(3)	Shall	A self-closing, slow-closing, or metering faucet shall provide a flow of water for at least fifteen seconds without the need to reactivate the faucet.	3717. ORC	Yes, state law	Yes, state law

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3717-1-05.1 (C)(4)	Shall	An automatic handwashing facility shall be installed in accordance with manufacturer's instructions.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (D)	Shall	An air gap between the water supply inlet and the flood level rim of the plumbing fixture, equipment, or nonfood equipment shall be at least twice the diameter of the water supply inlet and may not be less than one inch (twenty-five millimeters).	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (D)	May not	An air gap between the water supply inlet and the flood level rim of the plumbing fixture, equipment, or nonfood equipment shall be at least twice the diameter of the water supply inlet and may not be less than one inch (twenty-five millimeters).	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (E)	Shall	A backflow or backsiphonage prevention device installed on a water supply system shall meet American society of sanitary engineering (ASSE) standards and as referenced in the Ohio plumbing code for construction, installation, maintenance, inspection, and testing for that specific application and type of device.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (F)	Shall	A water filter, screen, and other water conditioning device installed on water lines shall be designed to facilitate disassembly for periodic servicing and cleaning. A water filter element shall be of the replaceable type.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (G)	Require	At least one handwashing sink, a number of handwashing sinks necessary for their convenient use by employees in areas specified under paragraph (L) of this rule, and not fewer than the number of handwashing sinks required by the Ohio plumbing code shall be provided. This paragraph does not prohibit the use, when approved by the licensor, of:	3717. ORC	Yes, state law	Yes, state law

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3717-1-05.1 (G)	Shall	At least one handwashing sink, a number of handwashing sinks necessary for their convenient use by employees in areas specified under paragraph (L) of this rule, and not fewer than the number of handwashing sinks required by the Ohio plumbing code shall be provided. This paragraph does not prohibit the use, when approved by the licensor, of:	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (H)	Shall	Toilets and urinals shall be provided according to the Ohio plumbing code.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (I)	Shall	At least one service sink or one curbed cleaning facility equipped with a floor drain shall be provided and conveniently located for the cleaning of mops or similar wet floor cleaning tools and for the disposal of mop water and similar liquid waste.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (J)	Shall	A plumbing system shall be installed to preclude backflow of a solid, liquid, or gas contaminant into the water supply system at each point of use at the food service operation or retail food establishment, including on a hose bibb if a hose is attached or on a hose bibb if a hose is not attached and backflow prevention is required by the Ohio plumbing code, by:	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (J)(1)	Require	A plumbing system shall be installed to preclude backflow of a solid, liquid, or gas contaminant into the water supply system at each point of use at the food service operation or retail food establishment, including on a hose bibb if a hose is attached or on a hose bibb if a hose is not attached and backflow prevention is required by the Ohio plumbing code, by: Providing an air gap as specified under paragraph (D) of this rule;	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (J)(2)	Require	A plumbing system shall be installed to preclude backflow of a solid, liquid, or gas contaminant into the water supply system at each point of use at the food service operation or retail food establishment, including on a hose bibb if a hose is attached or on a hose bibb if a hose is not attached and backflow prevention is	3717. ORC	Yes, state law	Yes, state law

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		required by the Ohio plumbing code, by: Installing an approved backflow prevention device as specified under paragraph (E) of this rule.			
3717-1-05.1 (K)	Shall	A backflow prevention device shall be provided on a carbonator as required by the Ohio plumbing code.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (K)	Require	A backflow prevention device shall be provided on a carbonator as required by the Ohio plumbing code.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (L)(1)	Shall	A handwashing sink shall be located: To allow convenient use by employees in food preparation, food dispensing, and warewashing areas;	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (L)(2)	Shall	A handwashing sink shall be located: In, or immediately adjacent to, toilet rooms.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (M)	Shall	A backflow prevention device shall be located so that it may be serviced and maintained.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (N)	Shall	A water filter, screen, and other water conditioning device installed on water lines shall be located to facilitate disassembly for periodic servicing and cleaning.	3717. ORC	Yes, state law	Yes, state law

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3717-1-05.1 (O)(1)	Shall	A handwashing sink shall be maintained so that it is accessible at all times for employee use.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (O)(2)	May not	A handwashing sink may not be used for purposes other than handwashing.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (O)(3)	Shall	An automatic handwashing facility shall be used in accordance with manufacturer's instructions.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (P)(1)	May not	A person may not create a cross connection by connecting a pipe or conduit between the drinking water system and a nondrinking water system or a water system of unknown quality.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (P)(2)	Shall	The piping of a nondrinking water system shall be durably identified so that it is readily distinguishable from piping that carries drinking water.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (Q)	Shall	A device such as a water treatment device or backflow preventer shall be scheduled for inspection and service, in accordance with manufacturer's instructions and as necessary to prevent device failure based on local water conditions, and records demonstrating inspection and service shall be maintained by the person in charge.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (R)(1)(a)	Shall	A reservoir that is used to supply water to a device such as a produce fogger shall be: Maintained in accordance with manufacturer's specifications;	3717. ORC	Yes, state law	Yes, state law

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3717-1-05.1 (R)(1)(b)	Shall	A reservoir that is used to supply water to a device such as a produce fogger shall be: Cleaned in accordance with manufacturer's specifications or according to the procedures specified under paragraph (R)(2) of this rule, whichever is more stringent.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (R)(2)(a)	Shall	Cleaning procedures shall include at least the following steps and shall be conducted at least once a week: Draining and complete disassembly of the water and aerosol contact parts;	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (R)(2)(b)	Shall	Cleaning procedures shall include at least the following steps and shall be conducted at least once a week: Brush-cleaning the reservoir, aerosol tubing, and discharge nozzles with a suitable detergent solution;	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (R)(2)(c)	Shall	Cleaning procedures shall include at least the following steps and shall be conducted at least once a week: Flushing the complete system with water to remove the detergent solution and particulate accumulation;	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (R)(2)(d)	Shall	Cleaning procedures shall include at least the following steps and shall be conducted at least once a week: Rinsing by immersing, spraying, or swabbing the reservoir, aerosol tubing, and discharge nozzles with at least fifty ppm (mg/L) hypochlorite solution.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (S)(1)	Shall	A plumbing system shall be: Repaired according to the Ohio plumbing code;	3717. ORC	Yes, state law	Yes, state law
3717-1-05.1 (S)(2)	Shall	A plumbing system shall be: Maintained in good repair.	3717. ORC	Yes, state law	Yes, state law

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3717-1-05.2 (A)(1)	Shall	Materials that are used in the construction of mobile water tanks, and appurtenances shall be: Safe;	3717. ORC	Yes, state law	Yes, state law
3717-1-05.2 (A)(2)	Shall	Materials that are used in the construction of mobile water tanks, and appurtenances shall be: Durable, corrosion-resistant, and nonabsorbent;	3717. ORC	Yes, state law	Yes, state law
3717-1-05.2 (A)(3)	Shall	Materials that are used in the construction of mobile water tanks, and appurtenances shall be: Finished to have a smooth, easily cleanable surface;	3717. ORC	Yes, state law	Yes, state law
3717-1-05.2 (A)(4)	Shall	Materials that are used in the construction of mobile water tanks, and appurtenances shall be: Constructed of materials that meet NSF standard 61 or the equivalent.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.2 (B)(1)	Shall	A mobile water tank shall be: Enclosed from the filling inlet to the discharge outlet;	3717. ORC	Yes, state law	Yes, state law
3717-1-05.2 (B)(2)(a)	Shall	A mobile water tank shall be: Sloped to an outlet that allows complete drainage of the tank.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.2 (C)(1)	Shall	If a water tank is designed with an access port for inspection and cleaning, the opening shall be in the top of the tank and:	3717. ORC	Yes, state law	Yes, state law

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3717-1-05.2 (C)(2)(a)	Shall	If a water tank is designed with an access port for inspection and cleaning, the opening shall be in the top of the tank and: Equipped with a port cover assembly that is: Provided with a gasket and a device for securing the cover in place, and	3717. ORC	Yes, state law	Yes, state law
3717-1-05.2 (C)(2)(b)	Shall	If a water tank is designed with an access port for inspection and cleaning, the opening shall be in the top of the tank and: Equipped with a port cover assembly that is: Flanged to overlap the opening and sloped to drain.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.2 (D)	Shall	A fitting with "V" type threads on a water tank inlet or outlet shall be allowed only when a hose is permanently attached.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.2 (E)(1)	Shall	If provided, a water tank vent shall terminate in a downward direction and shall be covered with: Sixteen mesh to one inch (sixteen mesh to 25.4 millimeters) screen or equivalent when the vent is in a protected area;	3717. ORC	Yes, state law	Yes, state law
3717-1-05.2 (E)(2)	Shall	If provided, a water tank vent shall terminate in a downward direction and shall be covered with: A protective filter when the vent is in an area that is not protected from windblown dirt and debris.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.2 (F)(1)	Shall	A water tank and its inlet and outlet shall be sloped to drain.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.2 (F)(2)	Shall	A water tank inlet shall be positioned so that it is protected from contaminants such as waste discharge, road dust, oil, or grease.	3717. ORC	Yes, state law	Yes, state law

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3717-1-05.2 (G)(1)	Shall	A hose used for conveying drinking water from a water tank shall be: Safe;	3717. ORC	Yes, state law	Yes, state law
3717-1-05.2 (G)(2)	Shall	A hose used for conveying drinking water from a water tank shall be: Durable, corrosion-resistant, and nonabsorbent;	3717. ORC	Yes, state law	Yes, state law
3717-1-05.2 (G)(3)	Shall	A hose used for conveying drinking water from a water tank shall be: Resistant to pitting, chipping, crazing, scratching, scoring, distortion, and decomposition;	3717. ORC	Yes, state law	Yes, state law
3717-1-05.2 (G)(4)	Shall	A hose used for conveying drinking water from a water tank shall be: Finished with a smooth interior surface;	3717. ORC	Yes, state law	Yes, state law
3717-1-05.2 (G)(5)	Shall	A hose used for conveying drinking water from a water tank shall be: Clearly and durably identified as to its use if not permanently attached;	3717. ORC	Yes, state law	Yes, state law
3717-1-05.2 (G)(6)	Shall	A hose used for conveying drinking water from a water tank shall be: Constructed of materials that meet NSF standard 61 or the equivalent.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.2 (H)	Shall	A filter that does not pass oil or oil vapors shall be installed in the air supply line between the compressor and drinking water system when compressed air is used to pressurize the water tank system.	3717. ORC	Yes, state law	Yes, state law

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3717-1-05.2 (I)	Shall	A cap and keeper chain, closed cabinet, closed storage tube, or other approved protective cover or device shall be provided for a water inlet, outlet, and hose.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.2 (J)(1)	Shall	A mobile food service operation's or a mobile retail food establishment's water tank inlet shall be: Three-fourths inch (19.1 millimeters) in inner diameter or less;	3717. ORC	Yes, state law	Yes, state law
3717-1-05.2 (J)(2)	Shall	A mobile food service operation's or a mobile retail food establishment's water tank inlet shall be: Provided with a hose connection of a size or type that will prevent its use for any other service.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.2 (K)	Shall	A water tank, pump, and hoses shall be flushed and disinfected according to the procedure in Chapter 3701-28 of the Administrative Code before being placed in service and after construction, repair, modification, and periods of nonuse.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.2 (L)	Shall	A person shall operate a water tank, pump, and hoses so that backflow and other contamination of the water supply are prevented.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.2 (M)	Shall	If not in use, a water tank and hose inlet and outlet fitting shall be protected using a cover or device as specified under paragraph (I) of this rule.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.2 (N)	Shall	A water tank, pump, or hose used for conveying drinking water shall be used for no other purpose. This paragraph does not prohibit water tanks, pumps, and hoses approved for liquid foods to be used to convey drinking water if they are cleaned and sanitized before being used to convey water.	3717. ORC	Yes, state law	Yes, state law

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3717-1-05.3 (A)	Shall	A sewage holding tank in a mobile food service operation or mobile retail food establishment shall be: Sized fifteen per cent larger in capacity than the water supply tank;	3717. ORC	Yes, state law	Yes, state law
3717-1-05.3 (A)	Shall	A sewage holding tank in a mobile food service operation or mobile retail food establishment shall be: Sloped to a drain that is one inch (twenty-five millimeters) in inner diameter or greater, and equipped with a shut-off valve.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.3 (B)	Shall	Food service operation or retail food establishment drainage systems, including grease traps, that convey sewage shall be designed and installed as specified under paragraph (B)(1) of rule 3717-1-05.1 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.3 (C)(1)	Shall	A drain originating from equipment in which food, portable equipment, or utensils are placed, such as a culinary sink or three compartment sink, shall contain an indirect connection as specified in the Ohio plumbing code.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.3 (D)	Shall	If used, a grease trap shall be located to be easily accessible for cleaning.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.3 (E)	Shall	Sewage shall be conveyed to the point of disposal through an approved sanitary sewage system or other system, including use of sewage transport vehicles, waste retention tanks, pumps, pipes, hoses, and connections that are constructed, maintained, and operated according to law.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.3 (F)	Shall	Sewage and other liquid wastes shall be removed from a mobile food service operation or mobile retail food establishment at an approved waste servicing area or by a sewage transport vehicle in such a way that a public health hazard or nuisance is not created.	3717. ORC	Yes, state law	Yes, state law

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3717-1-05.3 (G)	Shall	A tank for liquid waste retention shall be thoroughly flushed and drained in a sanitary manner during the servicing operation.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.3 (H)	Shall	Sewage shall be treated through a facility that is: A public sewage treatment plant;	3717. ORC	Yes, state law	Yes, state law
3717-1-05.3 (H)	Shall	Sewage shall be treated through a facility that is: An individual sewage treatment system that is sized, constructed, maintained, and operated according to law.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.3 (I)	Shall	Condensate drainage and other nonsewage liquids and rainwater shall be drained from point of discharge to disposal according to law.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.4 (A)	Shall	If located within the food service operation or retail food establishment, a storage area for refuse, recyclables, or returnables shall meet the requirements specified under paragraph (A)(1) of rule 3717-1-06 of the Administrative Code and paragraphs (A) to (H), (M), and (N) of rule 3717-1-06.1 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.4 (B)	Shall	An outdoor storage surface for refuse, recyclables, or returnables shall be constructed of nonabsorbent material such as concrete or asphalt and shall be smooth, durable, and sloped to drain.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.4 (C)	Shall	If used, an outdoor enclosure for refuse, recyclables, or returnables shall be constructed of durable and cleanable materials.	3717. ORC	Yes, state law	Yes, state law

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3717-1-05.4 (D)	Shall	Receptacles and waste handling units for refuse, recyclables, or returnables and for use with materials containing food residue shall be durable, cleanable, insect-resistant and rodent-resistant, leakproof, and nonabsorbent. This paragraph does not prohibit the use of plastic and wet strength paper bags that may be used to line receptacles for storage inside the food service operation or retail food establishment, or within closed outside receptacles.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.4 (E)	May not	A refuse receptacle may not be located within a vending machine.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.4 (F)(1)	Shall	Receptacles and waste handling units for refuse, recyclables, or returnables used with materials containing food residue and used outside the food service operation or retail food establishment shall be designed and constructed to have tight-fitting lids, doors, or covers.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.4 (F)(2)	Shall	Receptacles and waste handling units for refuse or recyclables such as an on-site compactor shall be installed so that accumulation of debris and insect and rodent attraction and harborage are minimized and effective cleaning is facilitated around and, if the unit is not installed flush with the base pad, under the unit.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.4 (G)(1)	Shall	An inside storage room and area, outside storage area and enclosure, and receptacles shall be of sufficient capacity to hold refuse, recyclables, and returnables that accumulate.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.4 (G)(2)	Shall	A receptacle shall be provided in each area of the food service operation, retail food establishment or premises where refuse is generated or commonly discarded, or where recyclables or returnables are placed.	3717. ORC	Yes, state law	Yes, state law

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3717-1-05.4 (G)(3)	Shall	If disposable towels are used at handwashing sinks, a waste receptacle shall be located at each sink or group of adjacent sinks.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.4 (H)	Shall	A toilet room used by females shall be provided with a covered receptacle for sanitary napkins.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.4 (I)	Shall	Suitable cleaning implements and supplies such as high pressure pumps, hot water, steam, and detergent shall be provided as necessary for effective cleaning of receptacles and waste handling units for refuse, recyclables, and returnables. If approved by the licensor, off-premises-based cleaning services may be used when on-premises cleaning implements and supplies are not provided.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.4 (J)(1)	Shall	An area designated for refuse, recyclables, returnables, or a redeeming machine for recyclables or returnables, shall be located so that it is separate from food, equipment, utensils, linens, single-service articles, and single-use articles and a public health hazard or nuisance is not created. This provision does not prohibit a redeeming machine located in the packaged food storage area or consumer area of a food service operation or retail food establishment if food, equipment, utensils, linens, single-service articles, or single-use articles are not subject to contamination from the machines and a public health hazard or nuisance is not created.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.4 (J)(2)	May not	The location of receptacles and waste handling units for refuse, recyclables, or returnables may not create a public health hazard or nuisance or interfere with the cleaning of adjacent space.	3717. ORC	Yes, state law	Yes, state law

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3717-1-05.4 (K)	Shall	Refuse, recyclables, and returnables shall be stored in receptacles or waste handling units so that they are inaccessible to insects and rodents.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.4 (L)	Shall	Storage areas, enclosures, and receptacles for refuse, recyclables, or returnables shall be maintained in good repair.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.4 (M)	May not	Refuse receptacles not meeting the requirements specified under paragraph (D) of this rule, such as receptacles that are not rodent-resistant, unprotected plastic bags and paper bags, or baled units that contain materials with food residue may not be stored outside. Cardboard or other packaging material that does not contain food residues and that is awaiting regularly scheduled delivery to a recycling or disposal site may be stored outside without being in a covered receptacle if it is stored so that it does not create a rodent harborage problem.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.4 (N)(1)(a)	Shall	Receptacles and waste handling units for refuse, recyclables, or returnables shall be kept covered: Inside the food service operation or retail food establishment if the receptacles and units: Contain food residue and are not in continuous use; or	3717. ORC	Yes, state law	Yes, state law
3717-1-05.4 (N)(1)(b)	Shall	Receptacles and waste handling units for refuse, recyclables, or returnables shall be kept covered: Inside the food service operation or retail food establishment if the receptacles and units: After they are filled; and	3717. ORC	Yes, state law	Yes, state law
3717-1-05.4 (N)(2)	Shall	Receptacles and waste handling units for refuse, recyclables, or returnables shall be kept covered: With tight-fitting lids or doors if kept outside the food service operation or retail food establishment.	3717. ORC	Yes, state law	Yes, state law

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3717-1-05.4 (O)	Shall	Drains in receptacles and waste handling units for refuse, recyclables, or returnables shall have drain plugs in place.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.4 (P)	Shall	A storage area and enclosure for refuse, recyclables, or returnables shall be maintained clean and free of unnecessary items, as specified under paragraph (N) of rule 3717-1-06.4 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.4 (Q)(1)	Shall	Receptacles and waste handling units for refuse, recyclables, or returnables shall be thoroughly cleaned in a way that does not contaminate food, equipment, utensils, linens, single-service articles, or single-use articles, and waste water shall be disposed of as specified under paragraph (E) of rule 3717-1-05.3 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.4 (Q)(2)	Shall	Soiled receptacles and waste handling units for refuse, recyclables, and returnables shall be cleaned at a frequency necessary to prevent them from developing a buildup of soil or becoming attractants for insects and rodents.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.4 (R)	Shall	Refuse, recyclables, or returnables shall be removed from the premises at a frequency that will minimize the development of objectionable odors and other conditions that attract or harbor insects and rodents.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.4 (S)(1)	Shall	Refuse, recyclables, and returnables shall be removed from the premises by way of: Portable receptacles that are constructed and maintained so that a nuisance is not created;	3717. ORC	Yes, state law	Yes, state law

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3717-1-05.4 (S)(2)	Shall	Refuse, recyclables, and returnables shall be removed from the premises by way of: A transport vehicle that is constructed, maintained, and operated so that a nuisance is not created.	3717. ORC	Yes, state law	Yes, state law
3717-1-05.4 (T)	Shall	Solid waste not disposed of through the sewage system such as through grinders and pulpers shall be recycled or disposed of in an approved public or private community recycling or refuse facility; or solid waste shall be disposed of in an individual refuse facility such as a landfill or incinerator which is sized, constructed, maintained, and operated according to law.	3717. ORC	Yes, state law	Yes, state law
3717-1-06 (A)(1)(a)	Shall	Except as specified in paragraph (A)(2) of this rule, materials for indoor floor, wall, and ceiling surfaces under conditions of normal use shall be: Smooth, durable, and easily cleanable for areas where food service operation or retail food establishment activities are conducted;	3717. ORC	Yes, state law	Yes, state law
3717-1-06 (A)(1)(b)	Shall	Except as specified in paragraph (A)(2) of this rule, materials for indoor floor, wall, and ceiling surfaces under conditions of normal use shall be: Closely woven and easily cleanable carpet for carpeted areas;	3717. ORC	Yes, state law	Yes, state law
3717-1-06 (A)(1)(c)	Shall	Except as specified in paragraph (A)(2) of this rule, materials for indoor floor, wall, and ceiling surfaces under conditions of normal use shall be: Nonabsorbent for areas subject to moisture such as food preparation areas, walk-in refrigerators, warewashing areas, toilet rooms, mobile food service operation or mobile retail food establishment servicing areas, and areas subject to flushing or spray cleaning methods.	3717. ORC	Yes, state law	Yes, state law
3717-1-06 (B)(1)	Shall	The outdoor walking and driving areas shall be surfaced with concrete, asphalt, or gravel or other materials that have been effectively treated to minimize dust, facilitate maintenance, and prevent muddy conditions.	3717. ORC	Yes, state law	Yes, state law

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3717-1-06 (B)(2)	Shall	Exterior surfaces of buildings and mobile food service operations or mobile retail food establishments shall be of weather-resistant materials.	3717. ORC	Yes, state law	Yes, state law
3717-1-06 (B)(3)	Shall	Outdoor storage areas for refuse, recyclables, or returnables shall be of materials specified under paragraphs (B) and (C) of rule 3717-1-05.4 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.1 (A)	Shall	Except as specified under paragraph (D) of this rule and except for antislip floor coverings or applications that may be used for safety reasons, floors, floor coverings, walls, wall coverings, and ceilings shall be designed, constructed, and installed so they are smooth and easily cleanable.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.1 (B)(1)	May not	Utility service lines and pipes may not be unnecessarily exposed.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.1 (B)(2)	Shall	Exposed utility service lines and pipes shall be installed so they do not obstruct or prevent cleaning of the floors, walls, or ceilings.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.1 (B)(3)	May not	Exposed horizontal utility service lines and pipes may not be installed on the floor.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.1 (C)(1)	Shall	In food service operations or retail food establishments in which cleaning methods other than water flushing are used for cleaning floors, the floor and wall junctures shall be coved and closed to no larger than one thirty-second inch (one millimeter).	3717. ORC	Yes, state law	Yes, state law

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3717-1-06.1 (C)(2)	Shall	The floors in food service operations or retail food establishments in which water flush cleaning methods are used shall be provided with drains and be graded to drain, and the floor and wall junctures shall be coved and sealed.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.1 (D)(2)(a)	Shall	If carpeting is installed as a floor covering in areas other than those specified under paragraph (D)(1) of this rule, it shall be: Securely attached to the floor with a durable mastic, by using a stretch and tack method, or by another method;	3717. ORC	Yes, state law	Yes, state law
3717-1-06.1 (D)(2)(b)	Shall	If carpeting is installed as a floor covering in areas other than those specified under paragraph (D)(1) of this rule, it shall be: Installed tightly against the wall under the coving or installed away from the wall with a space between the carpet and the wall and with the edges of the carpet secured by metal stripping or some other means.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.1 (E)	Shall	Mats and duckboards shall be designed to be removable and easily cleanable.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.1 (F)(1)	Shall	Wall and ceiling covering materials shall be attached so that they are easily cleanable.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.1 (F)(2)	Shall	Except in areas used only for dry storage, concrete, porous blocks, or bricks used for indoor wall construction shall be finished and sealed to provide a smooth, nonabsorbent, easily cleanable surface.	3717. ORC	Yes, state law	Yes, state law

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3717-1-06.1 (G)	Shall	Attachments to walls and ceilings such as light fixtures, mechanical room ventilation system components, vent covers, wall mounted fans, decorative items, and other attachments shall be easily cleanable. This paragraph does not apply to wall and ceiling surfaces and decorative items and attachments that are provided for ambiance in a consumer area if they are kept clean.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.1 (H)	May not	Except for temporary food service operations or temporary retail food establishments, studs, joists, and rafters may not be exposed in areas subject to moisture.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.1 (I)(1)	Shall	Light bulbs shall be shielded, coated, or otherwise shatter-resistant in areas where there is exposed food; clean equipment, utensils, or linens; or unwrapped single-service or single-use articles. This paragraph does not apply in areas used only for storing food in unopened packages, if the integrity of the packages cannot be affected by broken glass falling onto them; and the packages are capable of being cleaned of debris from broken bulbs before the packages are opened.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.1 (I)(2)	Shall	An infrared or other heat lamp shall be protected against breakage by a shield surrounding and extending beyond the bulb so that only the face of the bulb is exposed.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.1 (J)	Shall	Heating, ventilating, and air conditioning systems shall be designed and installed according to the Ohio building code and so that make-up air intake and exhaust vents do not cause contamination of food, food-contact surfaces, equipment, or utensils.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.1 (L)	Shall	A toilet room located on the premises shall be completely enclosed and provided with a tight-fitting and self-closing door. This requirement does not apply to a toilet room that is located outside a food service operation or retail food establishment and does not open directly into the food preparation area of a food service	3717. ORC	Yes, state law	Yes, state law

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		operation or retail food establishment such as a toilet room that is provided by the management of a shopping mall or a toilet room designed so as not to need a door that opens into the sales area of a retail food establishment.			
3717-1-06.1 (M)(1)(a)	Shall	Except as provided in paragraphs (M)(3) and (M)(4) of this rule, outer openings of a food service operation or retail food establishment shall be protected against the entry of insects and rodents by: Filling or closing holes and other gaps along floors, walls, and ceilings;	3717. ORC	Yes, state law	Yes, state law
3717-1-06.1 (M)(1)(b)	Shall	Except as provided in paragraphs (M)(3) and (M)(4) of this rule, outer openings of a food service operation or retail food establishment shall be protected against the entry of insects and rodents by: Closed, tight-fitting windows;	3717. ORC	Yes, state law	Yes, state law
3717-1-06.1 (M)(1)(c)	Shall	Except as provided in paragraphs (M)(3) and (M)(4) of this rule, outer openings of a food service operation or retail food establishment shall be protected against the entry of insects and rodents by: Solid, self-closing, tight-fitting doors.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.1 (M)(4)(a)	Shall	Except as specified in paragraphs (M)(2) and (M)(5) of this rule, if the windows or doors of a food service operation or retail food establishment, or of a larger structure within which a food service operation or retail food establishment is located, are kept open for ventilation or other purposes or a temporary food service operation or temporary retail food establishment is not provided with windows and doors as specified under paragraph (M)(1) of this rule, the openings shall be protected against the entry of insects and rodents by: Sixteen mesh to one inch (sixteen mesh to 25.4 millimeters) screens;	3717. ORC	Yes, state law	Yes, state law

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3717-1-06.1 (M)(4)(b)	Shall	Except as specified in paragraphs (M)(2) and (M)(5) of this rule, if the windows or doors of a food service operation or retail food establishment, or of a larger structure within which a food service operation or retail food establishment is located, are kept open for ventilation or other purposes or a temporary food service operation or temporary retail food establishment is not provided with windows and doors as specified under paragraph (M)(1) of this rule, the openings shall be protected against the entry of insects and rodents by: Properly designed and installed air curtains to control flying insects;	3717. ORC	Yes, state law	Yes, state law
3717-1-06.1 (M)(4)(c)	Shall	Except as specified in paragraphs (M)(2) and (M)(5) of this rule, if the windows or doors of a food service operation or retail food establishment, or of a larger structure within which a food service operation or retail food establishment is located, are kept open for ventilation or other purposes or a temporary food service operation or temporary retail food establishment is not provided with windows and doors as specified under paragraph (M)(1) of this rule, the openings shall be protected against the entry of insects and rodents by: Other effective means	3717. ORC	Yes, state law	Yes, state law
3717-1-06.1 (N)	Shall	Perimeter walls and roofs of a food service operation or retail food establishment shall effectively protect the establishment from the weather and the entry of insects, rodents, and other animals.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.1 (O)	Shall	If located outside, a machine used to vend food shall be provided with overhead protection.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.1 (P)	Shall	Servicing areas shall be provided with overhead protection except for areas used only for the loading of water or the discharge of sewage and other liquid waste, through the use of a closed system of hoses.	3717. ORC	Yes, state law	Yes, state law

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3717-1-06.1 (Q)	Shall	Exterior walking and driving surfaces shall be graded to drain.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.1 (R)	Shall	Outdoor refuse areas shall be constructed in accordance with law and shall be curbed and graded to drain to collect and dispose of liquid waste that results from the refuse and from cleaning the area and waste receptacles.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.1 (S)	May not	Except as provided by rule 3717-1-20 of the Administrative Code, a private home, a room used as living or sleeping quarters, or an area directly opening into a room used as living or sleeping quarters may not be used for conducting food service operations or retail food establishment operations.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.1 (T)	Shall	Except as provided by rule 3717-1-20 of the Administrative Code, living or sleeping quarters located on the premises of a food service operation or retail food establishment such as those provided for lodging registration clerks or resident managers shall be separated from rooms and areas used for food service operations or retail food establishment operations by complete partitioning and solid self-closing doors.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.2 (A)	Shall	Handwashing sinks shall be provided as specified under paragraph (G) of 3717-1-05.1 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.2 (B)	Shall	Each handwashing sink or group of two adjacent handwashing sinks shall be provided with a supply of hand cleaning liquid, powder, or bar soap.	3717. ORC	Yes, state law	Yes, state law

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3717-1-06.2 (C)(1)	Shall	Each handwashing sink or group of adjacent handwashing sinks shall be provided with: Individual, disposable towels;	3717. ORC	Yes, state law	Yes, state law
3717-1-06.2 (C)(2)	Shall	Each handwashing sink or group of adjacent handwashing sinks shall be provided with: A continuous towel system that supplies the user with a clean towel;	3717. ORC	Yes, state law	Yes, state law
3717-1-06.2 (C)(3)	Shall	Each handwashing sink or group of adjacent handwashing sinks shall be provided with: A heated-air hand drying device;	3717. ORC	Yes, state law	Yes, state law
3717-1-06.2 (C)(4)	Shall	Each handwashing sink or group of adjacent handwashing sinks shall be provided with: A hand drying device that employs an air-knife system that delivers high velocity, pressurized air at ambient temperatures.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.2 (D)	May not	A sink used for food preparation or utensil washing, or a service sink or curbed cleaning facility used for the disposal of mop water or similar wastes, may not be provided with the handwashing aids and devices required for a handwashing sink as specified under paragraphs (B) and (C) of this rule and paragraph (G)(3) of rule 3717-1-05.4 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.2 (D)	Require	A sink used for food preparation or utensil washing, or a service sink or curbed cleaning facility used for the disposal of mop water or similar wastes, may not be provided with the handwashing aids and devices required for a handwashing sink as specified under paragraphs (B) and (C) of this rule and paragraph (G)(3) of rule 3717-1-05.4 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law

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3717-1-06.2 (E)	Shall	A sign or poster that notifies food employees to wash their hands shall be provided at all handwashing sinks used by food employees and shall be clearly visible to food employees.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.2 (F)	Shall	A handwashing sink or group of adjacent handwashing sinks that is provided with disposable towels shall be provided with a waste receptacle as specified under paragraph (G)(3) of rule 3717-1-05.4 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.2 (G)	Shall	Toilets and urinals shall be provided as specified under paragraph (H) of rule 3717-1-05.1 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.2 (H)	Shall	A supply of toilet tissue shall be available at each toilet.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.2 (I)(1)	Shall	At least ten foot candles (one hundred eight lux) at a distance of thirty inches (seventy-five centimeters) above the floor, in walk-in refrigeration units and dry food storage areas and in other areas and rooms during periods of cleaning;	3717. ORC	Yes, state law	Yes, state law
3717-1-06.2 (I)(2)(a)	Shall	At least twenty foot candles (two hundred fifteen lux): At a surface where food is provided for consumer self-service such as buffets and salad bars or where fresh produce or packaged foods are sold or offered for consumption;	3717. ORC	Yes, state law	Yes, state law
3717-1-06.2 (I)(2)(b)	Shall	At least twenty foot candles (two hundred fifteen lux): Inside equipment such as reach-in and under-counter refrigerators; and	3717. ORC	Yes, state law	Yes, state law

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3717-1-06.2 (I)(2)(c)	Shall	At least twenty foot candles (two hundred fifteen lux): At a distance of thirty inches (seventy-five centimeters) above the floor in toilet rooms, in areas used for handwashing, warewashing, and equipment and utensil storage; and	3717. ORC	Yes, state law	Yes, state law
3717-1-06.2 (I)(3)	Shall	At least fifty foot candles (five hundred forty lux) at a surface where a food employee is working with food or working with utensils or equipment such as knives, slicers, grinders, or saws where employee safety is a factor.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.2 (J)	Shall	If necessary to keep rooms free of excessive heat, steam, condensation, vapors, obnoxious odors, smoke, and fumes, mechanical ventilation of sufficient capacity shall be provided.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.2 (K)(1)	Shall	Dressing rooms or dressing areas shall be designated if employees routinely change their clothes in the food service operation or retail food establishment.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.2 (K)(2)	Shall	Lockers or other suitable facilities shall be provided for the orderly storage of employees' clothing and other possessions.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.2 (L)	Shall	A service sink or curbed cleaning facility shall be provided as specified under paragraph (I) of rule 3717-1-05.1 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.3 (A)	Shall	Handwashing sinks shall be conveniently located as specified under paragraph (L) of rule 3717-1-05.1 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law

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3717-1-06.3 (B)	Shall	Toilet rooms shall be conveniently located and accessible to employees during all hours of operation.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.3 (C)(1)	Shall	Areas designated for employees to eat, drink, and use tobacco shall be located so that food, equipment, linens, single-service articles, and single-use articles are protected from contamination.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.3 (C)(2)	Shall	Lockers or other suitable facilities shall be located in a designated room or area where contamination of food, equipment, utensils, linens, single-service articles, and single-use articles can not occur.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.3 (D)	Shall	Products that are held by the license holder for credit, redemption, or return to the distributor, such as damaged, spoiled, or recalled products, shall be segregated and held in designated areas that are separated from food, equipment, utensils, linens, single-service articles, and single-use articles.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.3 (E)	Shall	Units, receptacles, and areas designated for storage of returnable containers, refuse, and recyclables shall be located as specified under paragraph (J) of rule 3717-1-05.4 of the Administrative Code	3717. ORC	Yes, state law	Yes, state law
3717-1-06.4 (A)	Shall	The physical facilities shall be maintained in good repair.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.4 (B)(1)	Shall	The physical facilities shall be cleaned as often as necessary to keep them clean.	3717. ORC	Yes, state law	Yes, state law

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3717-1-06.4 (B)(2)	Shall	Cleaning shall be done during periods when the least amount of food is exposed such as after closing. This requirement does not apply to cleaning that is necessary due to a spill or other accident.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.4 (C)	Shall	Only dustless methods of cleaning shall be used, such as wet cleaning, vacuum cleaning, mopping with treated dust mops, or sweeping using a broom and dust-arresting compounds. Spills or drippage on floors that occur between normal floor cleaning times may be cleaned without the use of dust-arresting compounds; and in the case of liquid spills or drippage, with the use of a small amount of absorbent compound such as sawdust or diatomaceous earth applied immediately before spot cleaning.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.4 (D)(1)	Shall	Intake and exhaust air ducts shall be cleaned and filters changed so they are not a source of contamination by dust, dirt, and other materials.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.4 (D)(2)	May not	If vented to the outside, ventilation systems may not create a public health hazard or nuisance or unlawful discharge.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.4 (E)	May not	Food preparation sinks, handwashing sinks, and warewashing equipment may not be used for the cleaning of maintenance tools, the preparation or holding of maintenance materials, or the disposal of mop water and similar liquid wastes.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.4 (F)	Shall	After use, mops shall be placed in a position that allows them to air-dry without soiling walls, equipment, or supplies.	3717. ORC	Yes, state law	Yes, state law

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3717-1-06.4 (G)	May not	Except as specified in paragraph (C) of this rule, sawdust, wood shavings, granular salt, baked clay, diatomaceous earth, or similar materials may not be used on floors.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.4 (H)	Shall	Plumbing fixtures such as handwashing sinks, toilets, and urinals shall be cleaned as often as necessary to keep them clean.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.4 (I)	Shall	Toilet room doors as specified under paragraph (L) of rule 3717-1-06.1 of the Administrative Code shall be kept closed except during cleaning and maintenance operations.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.4 (J)(1)	Shall	Dressing rooms shall be used by employees if the employees regularly change their clothes in the establishment.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.4 (J)(2)	Shall	Lockers or other suitable facilities shall be used for the orderly storage of employee clothing and other possessions.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.4 (K)(1)	Shall	The presence of insects, rodents, and other pests shall be controlled to minimize their presence on the premises by: Routinely inspecting incoming shipments of food and supplies;	3717. ORC	Yes, state law	Yes, state law
3717-1-06.4 (K)(2)	Shall	The presence of insects, rodents, and other pests shall be controlled to minimize their presence on the premises by:	3717. ORC	Yes, state law	Yes, state law

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3717-1-06.4 (K)(3)	Shall	The presence of insects, rodents, and other pests shall be controlled to minimize their presence on the premises by: Routinely inspecting the premises for evidence of pests; Using methods, if pests are found, such as trapping devices or other means of pest control as specified under paragraphs (C), (K) and (L) of rule 3717-1-07.1 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-06.4 (K)(4)	Shall	The presence of insects, rodents, and other pests shall be controlled to minimize their presence on the premises by: Eliminating harborage conditions.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.4 (L)	Shall	Dead or trapped birds, insects, rodents, and other pests shall be removed from control devices and the premises at a frequency that prevents their accumulation, decomposition, or the attraction of pests.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.4 (M)(1)	Shall	Maintenance tools such as brooms, mops, vacuum cleaners, and similar items shall be: Stored so they do not contaminate food, equipment, utensils, linens, single-service articles, or single-use articles;	3717. ORC	Yes, state law	Yes, state law
3717-1-06.4 (M)(2)	Shall	Maintenance tools such as brooms, mops, vacuum cleaners, and similar items shall be: Stored in an orderly manner that facilitates cleaning the area used for storing the maintenance tools.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.4 (N)(1)	Shall	The premises shall be free of: Items that are unnecessary to the operation or maintenance of the food service operation or retail food establishment such as equipment that is nonfunctional or no longer used;	3717. ORC	Yes, state law	Yes, state law

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3717-1-06.4 (N)(2)	Shall	The premises shall be free of: Litter.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.4 (O)(1)	Shall	Edible fish or decorative fish in aquariums, shellfish or crustacea on ice or under refrigeration, and shellfish and crustacea in display tank systems;	3717. ORC	Yes, state law	Yes, state law
3717-1-06.4 (O)(2)	Shall	Patrol dogs accompanying police or security officers in office, dining, sales, and storage areas, and sentry dogs running loose in outside fenced areas;	3717. ORC	Yes, state law	Yes, state law
3717-1-06.4 (O)(3)	Shall	Service animals that are controlled by the disabled employee or person, or the trainer of the service animal, in areas that are not used for food preparation and that are usually open for customers, such as dining and sales areas, if a health or safety hazard will not result from the presence or activities of the service animal;	3717. ORC	Yes, state law	Yes, state law
3717-1-06.4 (O)(4)(a)	Shall	Pets in the common dining areas of institutional care facilities such as nursing homes, assisted living facilities, group homes, or residential care facilities at times other than during meals if: Effective partitioning and self-closing doors separate the common dining areas from food storage or food preparation areas;	3717. ORC	Yes, state law	Yes, state law
3717-1-06.4 (O)(4)(b)	Shall	Pets in the common dining areas of institutional care facilities such as nursing homes, assisted living facilities, group homes, or residential care facilities at times other than during meals if: Condiments, equipment, and utensils are stored in enclosed cabinets or removed from the common dining areas when pets are present; and	3717. ORC	Yes, state law	Yes, state law

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3717-1-06.4 (O)(4)(c)	Shall	Pets in the common dining areas of institutional care facilities such as nursing homes, assisted living facilities, group homes, or residential care facilities at times other than during meals if: Dining areas including tables, countertops, and similar surfaces are effectively cleaned before the next meal service.	3717. ORC	Yes, state law	Yes, state law
3717-1-06.4 (O)(5)	Shall	Caged animals or animals that are similarly confined may be permitted in areas that are not used for food preparation, storage, sales, display, or dining, such as in a variety store that sells pets or a tourist park that displays animals;	3717. ORC	Yes, state law	Yes, state law
3717-1-06.4 (O)(6)	Shall	Storage of live or dead fish bait.	3717. ORC	Yes, state law	Yes, state law
3717-1-07 (A)	Shall	Containers of poisonous or toxic materials and personal care items shall bear a legible manufacturer's label.	3717. ORC	Yes, state law	Yes, state law
3717-1-07 (B)	Shall	Working containers used for poisonous or toxic materials such as cleaners and sanitizers taken from bulk supplies shall be clearly and individually identified with the common name of the material.	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (A)(1)	Shall	Poisonous or toxic materials shall be stored so they cannot contaminate food, equipment, utensils, linens, single-service articles, and single-use articles by: Separating the poisonous or toxic materials by spacing or partitioning;	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (A)(2)	Shall	Poisonous or toxic materials shall be stored so they cannot contaminate food, equipment, utensils, linens, single-service articles, and single-use articles by: Locating the poisonous or toxic materials in an area that is not above food, equipment, utensils, linens, single-service articles, or single-use articles. This paragraph	3717. ORC	Yes, state law	Yes, state law

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		does not apply to equipment and utensil cleaners and sanitizers that are stored in warewashing areas for availability and convenience if the materials are stored to prevent contamination of food, equipment, utensils, linens, single-service articles, and single-use articles.			
3717-1-07.1 (C)(1)(a)	Shall	Poisonous or toxic materials shall be: Used according to: Law and this chapter;	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (C)(1)(b)	Shall	Poisonous or toxic materials shall be: Used according to: Manufacturer's use directions included in labeling, and, for a pesticide, manufacturer's label instructions that state that use is allowed in a food service operation, retail food establishment, or food handling or processing areas;	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (C)(1)(c)	Require	Poisonous or toxic materials shall be: Used according to: The conditions of licensing, if licensing is required, for use of the pest control materials; and	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (C)(1)(d)	Shall	Poisonous or toxic materials shall be: Used according to: Additional conditions that may be established by the regulatory authority; and	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (C)(2)(a)	Shall	Poisonous or toxic materials shall be: Applied so that: A hazard to employees or other persons is not constituted; and	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (C)(2)(b)(i)	Shall	Poisonous or toxic materials shall be: Applied so that: Contamination including toxic residues due to drip, drain, fog, splash or spray on food, equipment, utensils, linens, single-service	3717. ORC	Yes, state law	Yes, state law

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		articles, and single-use articles is prevented, and for a restricted-use pesticide, this is achieved by: Removing the items;			
3717-1-07.1 (C)(2)(b)(ii)	Shall	Poisonous or toxic materials shall be: Applied so that: Contamination including toxic residues due to drip, drain, fog, splash or spray on food, equipment, utensils, linens, single-service articles, and single-use articles is prevented, and for a restricted-use pesticide, this is achieved by: Covering the items with impermeable covers; or	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (C)(2)(b)(iii)	Shall	Poisonous or toxic materials shall be: Applied so that: Contamination including toxic residues due to drip, drain, fog, splash or spray on food, equipment, utensils, linens, single-service articles, and single-use articles is prevented, and for a restricted-use pesticide, this is achieved by: Taking other appropriate preventive actions; and	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (C)(2)(b)(iv)	Shall	Poisonous or toxic materials shall be: Applied so that: Contamination including toxic residues due to drip, drain, fog, splash or spray on food, equipment, utensils, linens, single-service articles, and single-use articles is prevented, and for a restricted-use pesticide, this is achieved by: Cleaning and sanitizing equipment and utensils after the application.	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (C)(3)	Shall	Poisonous or toxic materials shall be: A general use pesticide, other than for incidental use, or a restricted use pesticide shall be applied only by a commercial applicator licensed as specified under section 921.06 of the Revised Code, or a trained service person under the direct supervision of the commercial applicator. "Incidental use" means the application of a general use pesticide on an occasional, isolated, site-specific basis in order to avoid immediate personal harm. "Incidental use" does not mean regular, routine, or maintenance application of a general use pesticide.	3717. ORC	Yes, state law	Yes, state law

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3717-1-07.1 (C)(3)	Shall	Poisonous or toxic materials shall be: A general use pesticide, other than for incidental use, or a restricted use pesticide shall be applied only by a commercial applicator licensed as specified under section 921.06 of the Revised Code, or a trained service person under the direct supervision of the commercial applicator. "Incidental use" means the application of a general use pesticide on an occasional, isolated, site-specific basis in order to avoid immediate personal harm. "Incidental use" does not mean regular, routine, or maintenance application of a general use pesticide.	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (D)	Shall not	A container previously used to store poisonous or toxic materials shall not be used to store, transport, or dispense food.	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (E)(1)	Shall	Chemical sanitizers, including chemical sanitizing solutions generated on-site, and other chemical antimicrobials applied to food-contact surfaces shall: Meet the requirements specified in 40 C.F.R. 180.940;	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (E)(2)	Shall	Chemical sanitizers, including chemical sanitizing solutions generated on-site, and other chemical antimicrobials applied to food-contact surfaces shall: Meet the requirements specified in 40 C.F.R. 180.2020.	3717. ORC	Yes, both state and federal law	Yes, both state and federal law
3717-1-07.1 (F)(1)(a)	Shall	Chemicals, including those generated on-site, used to wash or peel raw, whole fruits and vegetables shall: Be an approved food additive listed for this intended use in 21 C.F.R. 173;	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (F)(1)(b)	Shall	Chemicals, including those generated on-site, used to wash or peel raw, whole fruits and vegetables shall: Be generally recognized as safe for this intended use;	3717. ORC	Yes, state law	Yes, state law

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3717-1-07.1 (F)(1)(c)	Shall	Chemicals, including those generated on-site, used to wash or peel raw, whole fruits and vegetables shall: Be the subject of an effective food contact notification for this intended use (only effective for the manufacturer or supplier identified in the notification);	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (F)(1)(d)	Shall	Chemicals, including those generated on-site, used to wash or peel raw, whole fruits and vegetables shall: Meet the requirements in 40 C.F.R. 156.	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (G)	Shall	Chemicals used as boiler water additives shall meet the requirements specified in 21 C.F.R. 173.310.	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (H)(1)(a)	Shall	Drying agents used in conjunction with sanitization shall: Contain only components that are listed as one of the following: Generally recognized as safe for use in food as specified in 21 C.F.R. 182, or 21 C.F.R. 184;	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (H)(1)(b)	Shall	Drying agents used in conjunction with sanitization shall: Contain only components that are listed as one of the following: Generally recognized as safe for the intended use as specified in 21 C.F.R. 186;	3717. ORC	Yes, both state and federal law	Yes, both state and federal law
3717-1-07.1 (H)(1)(c)	Shall	Drying agents used in conjunction with sanitization shall: Contain only components that are listed as one of the following: Generally recognized as safe for the intended use as determined by experts qualified in scientific training and experience to evaluate the safety of substances added, directly or indirectly, to food as described in 21 C.F.R. 170.30;	3717. ORC	Yes, both state and federal law	Yes, both state and federal law

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3717-1-07.1 (H)(1)(d)	Shall	Drying agents used in conjunction with sanitization shall: Contain only components that are listed as one of the following: Subject of an effective Food Contact Notification as described in section 409(h) of the Federal Food Drug and Cosmetic Act (FFDCA), Pub. L. 75-717, 52 Stat. 1040 (as amended August 14, 2018), 21 U.S.C. 348(h);	3717. ORC	Yes, both state and federal law	Yes, both state and federal law
3717-1-07.1 (H)(1)(e)	Shall	Drying agents used in conjunction with sanitization shall: Contain only components that are listed as one of the following: Approved for use as a drying agent under a prior sanction as described in section 201(s)(4) of the Federal Food Drug and Cosmetic Act (FFDCA), Pub. L. 75-717, 52 Stat. 1040 (as amended August 14, 2018), 21 U.S.C. 321(s)(4);	3717. ORC	Yes, both state and federal law	Yes, both state and federal law
3717-1-07.1 (H)(1)(f)	Shall	Drying agents used in conjunction with sanitization shall: Contain only components that are listed as one of the following: Specifically regulated as an indirect food additive for use as a drying agent as specified in 21 C.F.R. 174-178 ; or	3717. ORC	Yes, both state and federal law	Yes, both state and federal law
3717-1-07.1 (H)(1)(g)	Shall	Drying agents used in conjunction with sanitization shall: Contain only components that are listed as one of the following: Approved for use as a drying agent under the threshold of regulation process established by 21 C.F.R. 170.39; and	3717. ORC	Yes, both state and federal law	Yes, both state and federal law
3717-1-07.1 (H)(2)	Shall	Drying agents used in conjunction with sanitization shall: Contain only components that are listed as one of the following:	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (H)(2)	Require	Drying agents used in conjunction with sanitization shall: When sanitization is with chemicals, the approval required under paragraph (H)(1)(e) or (H)(1)(g) of this rule or the regulation as an indirect food additive required under paragraph (H)(1)(f) of this rule, shall be specifically for use with chemical sanitizing solutions.	3717. ORC	Yes, state law	Yes, state law

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3717-1-07.1 (H)(2)	Require	When sanitization is with chemicals, the approval required under paragraph (H)(1)(e) or (H)(1)(g) of this rule or the regulation as an indirect food additive required under paragraph (H)(1)(f) of this rule, shall be specifically for use with chemical sanitizing solutions.	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (H)(2)	Shall	When sanitization is with chemicals, the approval required under paragraph (H)(1)(e) or (H)(1)(g) of this rule or the regulation as an indirect food additive required under paragraph (H)(1)(f) of this rule, shall be specifically for use with chemical sanitizing solutions.	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (I)	Shall	Lubricants shall meet the requirements specified in 21 C.F.R. 178.3570 if they are used on food-contact surfaces, on bearings and gears located on or within food-contact surfaces, or on bearings and gears that are located so that lubricants may leak, drip, or be forced into food or onto food-contact surfaces.	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (I)	Require	Lubricants shall meet the requirements specified in 21 C.F.R. 178.3570 if they are used on food-contact surfaces, on bearings and gears located on or within food-contact surfaces, or on bearings and gears that are located so that lubricants may leak, drip, or be forced into food or onto food-contact surfaces.	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (J)	Shall	Restricted use pesticides shall meet the requirements specified in 40 C.F.R. 152 Subpart I and be applied as specified under paragraph (C)(3) of this rule.	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (J)	Require	Restricted use pesticides shall meet the requirements specified in 40 C.F.R. 152 Subpart I and be applied as specified under paragraph (C)(3) of this rule.	3717. ORC	Yes, state law	Yes, state law

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3717-1-07.1 (K)	Shall	Rodent bait shall be contained in a covered, tamper-resistant bait station.	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (L)(1)	May not	Except as specified in paragraph (L)(2) of this rule, a tracking powder pesticide may not be used in a food service operation or retail food establishment.	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (L)(2)	May not	If used, a nontoxic tracking powder such as talcum or flour may not contaminate food, equipment, utensils, linens, and single-service and single-use articles.	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (M)(1)	Shall	Only those medicines that are necessary for the health of employees shall be allowed in a food service operation or retail food establishment. This paragraph does not apply to medicines that are stored or displayed for retail sale.	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (M)(2)	Shall	Medicines that are in a food service operation or retail food establishment for the employees' use shall be labeled as specified under paragraph (A) of rule 3717-1-07 of the Administrative Code and located to prevent the contamination of food, equipment, utensils, linens, single-service articles, and single-use articles.	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (N)	Require	Medicines belonging to employees or to children in a day care center that require refrigeration and are stored in a food refrigerator shall be:	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (N)(1)	Shall	Medicines belonging to employees or to children in a day care center that require refrigeration and are stored in a food refrigerator shall be: Stored in a package or container and kept inside a covered, leakproof container that is identified as a container for the storage of medicines;	3717. ORC	Yes, state law	Yes, state law

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3717-1-07.1 (N)(2)	Shall	Medicines belonging to employees or to children in a day care center that require refrigeration and are stored in a food refrigerator shall be: Located so they are inaccessible to children.	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (O)(1)	Shall	First aid supplies that are in a food service operation or retail food establishment for the employees' use shall be: Labeled as specified under paragraph (A) of rule 3717-1-07 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (O)(2)	Shall	First aid supplies that are in a food service operation or retail food establishment for the employees' use shall be: Stored in a kit or a container that is located to prevent the contamination of food, equipment, utensils, linens, single-service articles, and single-use articles.	3717. ORC	Yes, state law	Yes, state law
3717-1-07.1 (P)	Shall	Except as specified under paragraphs (N) and (O) of this rule, employees shall store their personal care items in facilities as specified under paragraph (K)(2) of rule 3717-1-06.2 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-07.2 (A)	Shall	Poisonous or toxic materials shall be stored and displayed for retail sale so they can not contaminate food, equipment, utensils, linens, single-service articles, or single-use articles by: Separating the poisonous or toxic materials by spacing or partitioning;	3717. ORC	Yes, state law	Yes, state law
3717-1-07.2 (B)	Shall	Poisonous or toxic materials shall be stored and displayed for retail sale so they can not contaminate food, equipment, utensils, linens, single-service articles, or single-use articles by: Locating the poisonous or toxic materials in an area that is not above food, equipment, utensils, linens, single-service articles, or single-use articles.	3717. ORC	Yes, state law	Yes, state law

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3717-1-08 (A)(1)	Shall	Fresh juice or any beverage containing fresh juice packaged in a food service operation or retail food establishment, shall: Be labeled as specified under paragraph (C) of rule 3717-1-03.5 of the Administrative Code;	3717. ORC	Yes, state law	Yes, state law
3717-1-08 (A)(2)(a)	Shall	Fresh juice or any beverage containing fresh juice packaged in a food service operation or retail food establishment, shall: Bear the following warning statement as specified in 21 C.F.R. 101.17 (g): Warning: This product has not been pasteurized and, therefore, may contain harmful bacteria that can cause serious illness in children, the elderly, and persons with weakened immune systems.	3717. ORC	Yes, state law	Yes, state law
3717-1-08 (A)(2)(b)	Shall	Fresh juice or any beverage containing fresh juice packaged in a food service operation or retail food establishment, shall: Bear the following warning statement as specified in 21 C.F.R. 101.17 (g): The word "WARNING" shall be capitalized and shall appear in bold type.	3717. ORC	Yes, state law	Yes, state law
3717-1-08.1 (B)(1)	Shall	To be used in a food service operation or retail food establishment, a heat treatment dispensing freezer shall meet the following requirements:	3717. ORC	Yes, state law	Yes, state law
3717-1-08.1 (B)(2)	Shall	To be used in a food service operation or retail food establishment, a heat treatment dispensing freezer shall meet the following requirements: The heat treatment dispensing freezer shall complete a heat treatment cycle at least once every twenty-four hours. "Heat treatment cycle" means a cycle in which the heat treatment dispensing freezer elevates the product temperature during the heating phase to at least one hundred fifty degrees Fahrenheit (65.5 degrees Celsius) within no more than ninety minutes, maintains the product at that temperature during the holding phase for at least thirty minutes, then cools it during the cooling phase to a temperature of forty-one degrees Fahrenheit (five degrees Celsius) or below within no more than two hours;	3717. ORC	Yes, state law	Yes, state law

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3717-1-08.1 (B)(2)	Shall	The heat treatment dispensing freezer shall complete a heat treatment cycle at least once every twenty-four hours. "Heat treatment cycle" means a cycle in which the heat treatment dispensing freezer elevates the product temperature during the heating phase to at least one hundred fifty degrees Fahrenheit (65.5 degrees Celsius) within no more than ninety minutes, maintains the product at that temperature during the holding phase for at least thirty minutes, then cools it during the cooling phase to a temperature of forty-one degrees Fahrenheit (five degrees Celsius) or below within no more than two hours;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.1 (B)(3)	Shall	To be used in a food service operation or retail food establishment, a heat treatment dispensing freezer shall meet the following requirements: The heat treatment dispensing freezer shall be equipped with a monitoring device which indicates all of the following:	3717. ORC	Yes, state law	Yes, state law
3717-1-08.1 (B)(3)(a)	Shall	The heat treatment dispensing freezer shall be equipped with a monitoring device which indicates all of the following: The length of time since the last heat treatment cycle;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.1 (B)(3)(b)	Shall	The heat treatment dispensing freezer shall be equipped with a monitoring device which indicates all of the following: The length of time that the most recent heat treatment cycle was one hundred fifty degrees Fahrenheit (65.5 degrees Celsius) or above;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.1 (B)(3)(c)	Shall	The heat treatment dispensing freezer shall be equipped with a monitoring device which indicates all of the following: The length of time of the heating phase, the holding phase, and the cooling phase.	3717. ORC	Yes, state law	Yes, state law

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3717-1-08.1 (B)(4)	Shall	To be used in a food service operation or retail food establishment, a heat treatment dispensing freezer shall meet the following requirements: The heat treatment dispensing freezer shall have a clearly visible temperature indicating device, accurate to plus or minus two degrees Fahrenheit (plus or minus one degree Celsius), showing the product temperature in the hopper;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.1 (B)(5)	Shall	To be used in a food service operation or retail food establishment, a heat treatment dispensing freezer shall meet the following requirements: The heat treatment dispensing freezer shall be equipped with an internal lockout device that cannot be reset without complete disassembly of the machine. The internal lockout device shall mechanically shut down the heat treatment dispensing freezer so that the unit is unable to dispense frozen product if any one of the following occurs:	3717. ORC	Yes, state law	Yes, state law
3717-1-08.1 (B)(5)(a)	Shall	The heat treatment dispensing freezer shall be equipped with an internal lockout device that cannot be reset without complete disassembly of the machine. The internal lockout device shall mechanically shut down the heat treatment dispensing freezer so that the unit is unable to dispense frozen product if any one of the following occurs: The heat treatment cycle is not properly completed;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.1 (B)(5)(b)	Shall	The heat treatment dispensing freezer shall be equipped with an internal lockout device that cannot be reset without complete disassembly of the machine. The internal lockout device shall mechanically shut down the heat treatment dispensing freezer so that the unit is unable to dispense frozen product if any one of the following occurs: The heat treatment cycle has not been completed at least one time in the preceding twenty-four hours;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.1 (B)(5)(c)	Shall	The heat treatment dispensing freezer shall be equipped with an internal lockout device that cannot be reset without complete disassembly of the machine. The internal lockout device shall mechanically shut down the heat treatment dispensing freezer so that the unit is unable to dispense frozen product if any one of the	3717. ORC	Yes, state law	Yes, state law

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		following occurs: The heat treatment dispensing freezer has not been disassembled for cleaning and sanitizing within the preceding fourteen days.			
3717-1-08.1 (C)(1)	Shall	The operator of a food service operation or retail food establishment using a heat treatment dispensing freezer shall do all of the following: Disassemble, clean, and sanitize the heat treatment dispensing freezer at least every fourteen days, except for those parts specified by the manufacturer such as hopper covers, design caps, door spouts, and bottoms of draw valves that shall be cleaned and sanitized daily;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.1 (C)(2)	Shall	The operator of a food service operation or retail food establishment using a heat treatment dispensing freezer shall do all of the following: Maintain the product in the hopper at forty-one degrees Fahrenheit (five degrees Celsius) or below, except during a heat treatment cycle;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.1 (C)(3)	Shall	The operator of a food service operation or retail food establishment using a heat treatment dispensing freezer shall do all of the following: Document all heat treatment cycles by maintaining a daily log of the items set forth in paragraph (B)(3) of this rule, retaining such logs for ninety days, and making them available for inspection at the request of the licensor;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.1 (C)(4)	Shall	The operator of a food service operation or retail food establishment using a heat treatment dispensing freezer shall do all of the following: Discard all product remaining in the freezer whenever the heat treatment dispensing freezer is disassembled for cleaning;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.1 (C)(5)	Shall	The operator of a food service operation or retail food establishment using a heat treatment dispensing freezer shall do all of the following: Comply with all other applicable provisions of this chapter.	3717. ORC	Yes, state law	Yes, state law

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3717-1-08.2 (A)	Shall	Custom processing of game animals, migratory waterfowl or game birds in a food service operation or retail food establishment shall be done only at the end of the work shift or day to prevent any cross contamination of product for sale or service.	3717. ORC	Yes, state law	Yes, state law
3717-1-08.2 (B)(1)	Shall	All animal carcasses shall be skinned, beheaded, eviscerated and free of hair;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.2 (B)(2)	Shall	All bird carcasses shall be eviscerated and free of feathers.	3717. ORC	Yes, state law	Yes, state law
3717-1-08.2 (C)	Shall	If the hide and head is to be retained for the owner it shall be packaged and segregated from all food.	3717. ORC	Yes, state law	Yes, state law
3717-1-08.2 (D)	Shall	All custom processed product shall be wrapped or containerized and stored segregated from all retail products so as to prevent contamination.	3717. ORC	Yes, state law	Yes, state law
3717-1-08.2 (E)	Shall	Immediately after custom processing all knives, tables, hooks, grinders, tenderizers, lugs, inedible barrels, saws, or any other equipment soiled during custom processing shall be thoroughly cleaned as specified in paragraphs (F), (G), (H), and (I) of rule 3717-1-04.5 of the Administrative Code, rinsed as specified in paragraph (J) of rule 3717-1-04.5 of the Administrative Code, and sanitized as specified in rule 3717-1-04.6 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law

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3717-1-08.2 (F)	Require	When an Ohio department of natural resources inspection tag is required, the tag or tag number shall remain with the animal throughout the process period and be returned with the product to the owner.	3717. ORC	Yes, state law	Yes, state law
3717-1-08.2 (F)	Shall	When an Ohio department of natural resources inspection tag is required, the tag or tag number shall remain with the animal throughout the process period and be returned with the product to the owner.	3717. ORC	Yes, state law	Yes, state law
3717-1-08.2 (G)	Shall	A food service operation or retail food establishment shall identify all products for custom processing in the facility as not for sale.	3717. ORC	Yes, state law	Yes, state law
3717-1-08.3 (A)	Shall	Water dispensed from a bulk water machine shall meet the quality standards specified in 21 C.F.R. 165, Subpart B.	3717. ORC	Yes, state law	Yes, state law
3717-1-08.3 (B)	Shall	Bulk water machines shall be connected to an approved water supply.	3717. ORC	Yes, state law	Yes, state law
3717-1-08.3 (C)	Shall	Bulk water machines shall be in compliance with the construction and performance standards set forth in paragraph (KK) of rule 3717-1-04.1 of the Administrative Code and shall be maintained to those standards.	3717. ORC	Yes, state law	Yes, state law
3717-1-08.3 (D)	Shall	All water processed through a bulk water machine shall be disinfected as the last treatment step prior to being dispensed.	3717. ORC	Yes, state law	Yes, state law

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3717-1-08.3 (E)	Shall	Bulk water machines shall be equipped with monitoring devices designed to shut down operation of the machine when the disinfection unit fails to function.	3717. ORC	Yes, state law	Yes, state law
3717-1-08.3 (F)	Shall	Bulk water machines shall be maintained in a clean and sanitary condition.	3717. ORC	Yes, state law	Yes, state law
3717-1-08.3 (G)	Shall	Bulk water machines shall be located in an area that can be maintained in a clean condition and in a manner that avoids insect and rodent harborage.	3717. ORC	Yes, state law	Yes, state law
3717-1-08.3 (H)	Shall	The water dispensed from bulk water machines shall be sampled at least semi-annually for coliform bacteria. Sample results shall be retained at the food service operation or retail food establishment for review by the licensor.	3717. ORC	Yes, state law	Yes, state law
3717-1-08.4 (A)	Shall	A retail food establishment or food service operation that acidifies white rice for the purpose of rendering it a non-time/temperature controlled for safety food shall meet the applicable requirements of this chapter and shall have a HACCP plan that includes: A description of the products produced;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.4 (B)(1)	Shall	A retail food establishment or food service operation that acidifies white rice for the purpose of rendering it a non-time/temperature controlled for safety food shall meet the applicable requirements of this chapter and shall have a HACCP plan that includes: A recipe for the production of the acidified rice that specifies: A recipe for the production of the acidified rice that specifies: The water to rice ratio prior to cooking, and the cooking schedule;	3717. ORC	Yes, state law	Yes, state law

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3717-1-08.4 (B)(2)	Shall	A retail food establishment or food service operation that acidifies white rice for the purpose of rendering it a non-time/temperature controlled for safety food shall meet the applicable requirements of this chapter and shall have a HACCP plan that includes: A recipe for the production of the acidified rice that specifies: A recipe for the production of the acidified rice that specifies: The vinegar solution recipe including salts and sugars;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.4 (B)(3)	Shall	A retail food establishment or food service operation that acidifies white rice for the purpose of rendering it a non-time/temperature controlled for safety food shall meet the applicable requirements of this chapter and shall have a HACCP plan that includes: A recipe for the production of the acidified rice that specifies: A recipe for the production of the acidified rice that specifies: The cooked rice to vinegar solution ratio that is to be thoroughly mixed to acidify the rice;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.4 (B)(4)	Shall	A retail food establishment or food service operation that acidifies white rice for the purpose of rendering it a non-time/temperature controlled for safety food shall meet the applicable requirements of this chapter and shall have a HACCP plan that includes: A recipe for the production of the acidified rice that specifies: A recipe for the production of the acidified rice that specifies: The cooked rice to vinegar solution ratio that is to be thoroughly mixed to acidify the rice;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.4 (B)(4)	Shall	The cooked and acidified rice shall have a targeted pH of 4.1, not to exceed a pH of 4.3;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.4 (B)(5)	Shall	A retail food establishment or food service operation that acidifies white rice for the purpose of rendering it a non-time/temperature controlled for safety food shall meet the applicable requirements of this chapter and shall have a HACCP plan that includes: A recipe for the production of the acidified rice that specifies: A recipe for the production of the acidified rice that specifies: The	3717. ORC	Yes, state law	Yes, state law

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		vinegar solution shall be added to the rice within thirty minutes of cooking.			
3717-1-08.4 (B)(5)	Shall	The vinegar solution shall be added to the rice within thirty minutes of cooking.	3717. ORC	Yes, state law	Yes, state law
3717-1-08.4 (C)(1)	Shall	A retail food establishment or food service operation that acidifies white rice for the purpose of rendering it a non-time/temperature controlled for safety food shall meet the applicable requirements of this chapter and shall have a HACCP plan that includes: The method used to determine the pH of the cooked, acidified rice that includes the following: Conducting the pH test within thirty minutes after acidification of the cooked rice and as often as necessary to assure a targeted pH of 4.1, not to exceed a pH of 4.3.	3717. ORC	Yes, state law	Yes, state law
3717-1-08.4 (C)(2)	Shall	A retail food establishment or food service operation that acidifies white rice for the purpose of rendering it a non-time/temperature controlled for safety food shall meet the applicable requirements of this chapter and shall have a HACCP plan that includes: The method used to determine the pH of the cooked, acidified rice that includes the following: Making a rice slurry by gathering a one-quarter cup sample of the cooked acidified rice taken from various locations in the batch and add three-quarter cup of distilled water in a clear plastic or metal blend cup.	3717. ORC	Yes, state law	Yes, state law
3717-1-08.4 (C)(3)	Shall	A retail food establishment or food service operation that acidifies white rice for the purpose of rendering it a non-time/temperature controlled for safety food shall meet the applicable requirements of this chapter and shall have a HACCP plan that includes: The method used to determine the pH of the cooked, acidified rice that includes the following: Blending the slurry for approximately twenty seconds to create a thorough mix.	3717. ORC	Yes, state law	Yes, state law

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3717-1-08.4 (C)(4)	Shall	A retail food establishment or food service operation that acidifies white rice for the purpose of rendering it a non-time/temperature controlled for safety food shall meet the applicable requirements of this chapter and shall have a HACCP plan that includes: The method used to determine the pH of the cooked, acidified rice that includes the following: Inserting a pH probe into the liquid portion of the slurry to ensure a pH of 4.3 or less is achieved.	3717. ORC	Yes, state law	Yes, state law
3717-1-08.4 (C)(5)	Shall	A retail food establishment or food service operation that acidifies white rice for the purpose of rendering it a non-time/temperature controlled for safety food shall meet the applicable requirements of this chapter and shall have a HACCP plan that includes: The method used to determine the pH of the cooked, acidified rice that includes the following: Recording of measurements.	3717. ORC	Yes, state law	Yes, state law
3717-1-08.4 (D)	Shall	A retail food establishment or food service operation that acidifies white rice for the purpose of rendering it a non-time/temperature controlled for safety food shall meet the applicable requirements of this chapter and shall have a HACCP plan that includes: Standard sanitary operation procedures that: Require the use of single-use gloves to prevent contacting the food with bare hands;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.4 (D)(1)	Require	Require the use of single-use gloves to prevent contacting the food with bare hands;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.4 (D)(2)(a)	Shall	A retail food establishment or food service operation that acidifies white rice for the purpose of rendering it a non-time/temperature controlled for safety food shall meet the applicable requirements of this chapter and shall have a HACCP plan that includes: Standard sanitary operation procedures that: Identify a designated work area that includes a dedicated sink and preparation table, and the method by which: Access to the processing equipment is restricted to responsible trained personnel familiar with the potential hazards of the operation;	3717. ORC	Yes, state law	Yes, state law

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3717-1-08.4 (D)(2)(b)	Shall	A retail food establishment or food service operation that acidifies white rice for the purpose of rendering it a non-time/temperature controlled for safety food shall meet the applicable requirements of this chapter and shall have a HACCP plan that includes: Standard sanitary operation procedures that: Identify a designated work area that includes a dedicated sink and preparation table, and the method by which: Food-contact surfaces are cleaned and sanitized;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.4 (D)(2)(c)	Shall	A retail food establishment or food service operation that acidifies white rice for the purpose of rendering it a non-time/temperature controlled for safety food shall meet the applicable requirements of this chapter and shall have a HACCP plan that includes: Standard sanitary operation procedures that: Identify a designated work area that includes a dedicated sink and preparation table, and the method by which: If it is necessary to share workspace and facilities, a schedule of operations, personnel traffic, product traffic, and cleaning that is planned to prevent cross contamination of ready-to-eat sushi products.	3717. ORC	Yes, state law	Yes, state law
3717-1-08.4 (E)(1)	Shall	A retail food establishment or food service operation that acidifies white rice for the purpose of rendering it a non-time/temperature controlled for safety food shall meet the applicable requirements of this chapter and shall have a HACCP plan that includes: A description of the training program that ensures that the individual responsible for the acidified rice operation understands the: Application of HACCP principles to the processing of acidified rice;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.4 (E)(2)	Shall	A retail food establishment or food service operation that acidifies white rice for the purpose of rendering it a non-time/temperature controlled for safety food shall meet the applicable requirements of this chapter and shall have a HACCP plan that includes: A description of the training program that ensures that the individual responsible for the acidified rice operation understands the:	3717. ORC	Yes, state law	Yes, state law

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		Maintenance of pH records and the verification of procedures specified in this rule;			
3717-1-08.4 (E)(3)	Shall	A retail food establishment or food service operation that acidifies white rice for the purpose of rendering it a non-time/temperature controlled for safety food shall meet the applicable requirements of this chapter and shall have a HACCP plan that includes: A description of the training program that ensures that the individual responsible for the acidified rice operation understands the: Maintenance of equipment and facilities;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.4 (E)(4)	Shall	A retail food establishment or food service operation that acidifies white rice for the purpose of rendering it a non-time/temperature controlled for safety food shall meet the applicable requirements of this chapter and shall have a HACCP plan that includes: A description of the training program that ensures that the individual responsible for the acidified rice operation understands the: Procedures specified under this rule.	3717. ORC	Yes, state law	Yes, state law
3717-1-08.5 (B)	Shall	A food service operation or retail food establishment may allow dogs in an outdoor dining area of the food service operation or retail food establishment. If the dog is a service animal as defined in rule 3717-1-01 (B) of the Administrative Code, no food service operation or retail food establishment shall refuse to allow the dog in the outdoor dining area unless such refusal is authorized under federal and state laws governing service animals.	3717. ORC	Yes, state law	Yes, state law
3717-1-08.5 (C)(1)	Shall	A food service operation or retail food establishment that allows dogs in an outdoor dining area shall: Post signs near all entrances to the food service operation or retail food establishment and all entrances to the outdoor dining area that notifies patrons that the food service operation or retail food establishment allows dogs in outdoor dining areas;	3717. ORC	Yes, state law	Yes, state law

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3717-1-08.5 (C)(2)	Shall	A food service operation or retail food establishment that allows dogs in an outdoor dining area shall: Provide an outdoor entrance into the outdoor dining area and prohibit dogs from entering the outdoor dining area through any indoor areas of the food service operation or retail food establishment;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.5 (C)(2)	Prohibit	Provide an outdoor entrance into the outdoor dining area and prohibit dogs from entering the outdoor dining area through any indoor areas of the food service operation or retail food establishment;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.5 (C)(3)	Shall	A food service operation or retail food establishment that allows dogs in an outdoor dining area shall: Prohibit employees of the food service operation or retail food establishment from intentionally contacting dogs while working;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.5 (C)(3)	Prohibit	Prohibit employees of the food service operation or retail food establishment from intentionally contacting dogs while working;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.5 (C)(4)	Shall	A food service operation or retail food establishment that allows dogs in an outdoor dining area shall: Prohibit dogs from being within five feet of areas located in an outdoor dining area of a food service operation or retail food establishment that are used for food preparation or for storage of food, equipment, utensils, single use items and single use articles;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.5 (C)(4)	Prohibit	Prohibit dogs from being within five feet of areas located in an outdoor dining area of a food service operation or retail food establishment that are used for food preparation or for storage of food, equipment, utensils, single use items and single use articles;	3717. ORC	Yes, state law	Yes, state law

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3717-1-08.5 (C)(5)	Shall	A food service operation or retail food establishment that allows dogs in an outdoor dining area shall: Prohibit dogs from sitting, standing, or lying on chairs, seats, benches, counter tops, tables and other furnishings in the outdoor dining area;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.5 (C)(5)	Prohibit	Prohibit dogs from sitting, standing, or lying on chairs, seats, benches, counter tops, tables and other furnishings in the outdoor dining area;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.5 (C)(6)	Shall	A food service operation or retail food establishment that allows dogs in an outdoor dining area shall: Have cleaning supplies and materials readily available to clean up dog hair, feces, urine, vomit and other debris;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.5 (C)(7)	Shall	A food service operation or retail food establishment that allows dogs in an outdoor dining area shall: Adopt a written policy that contains at least the following:	3717. ORC	Yes, state law	Yes, state law
3717-1-08.5 (C)(7)(a)	Require	Adopt a written policy that contains at least the following: Requirements for patrons with a dog in the outdoor dining area of a food service operation or retail food establishment to properly control their dog with a leash or other effective means;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.5 (C)(7)(b)	Shall	Adopt a written policy that contains at least the following: Instructions for promptly cleaning up dog hair, feces, urine, vomit, and other debris;	3717. ORC	Yes, state law	Yes, state law
3717-1-08.5 (C)(7)(c)	Require	Adopt a written policy that contains at least the following: Requirements for the proper vaccination of all dogs permitted in the outdoor dining area of a food service operation or retail food establishment in accordance with state or local laws.	3717. ORC	Yes, state law	Yes, state law

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3717-1-08.5 (D)	Shall not	Food shall not be provided to dogs in outdoor dining areas of food service operations and retail food establishments, but water may be provided to dogs in single-use disposable containers.	3717. ORC	Yes, state law	Yes, state law
3717-1-08.5 (E)	Shall	Employees of a food service operation or retail food establishment shall wash their hands using procedures described in paragraph (B) of rule 3717-1-02.2 of the Administrative Code after contacting a dog, watering a dog, or cleaning dog hair, feces, urine, vomit or other debris.	3717. ORC	Yes, state law	Yes, state law
3717-1-08.5 (F)	Prohibit	During a public health emergency, the director of health may prohibit dogs from entering outdoor dining areas of food service operations and the director of agriculture may prohibit dogs from entering outdoor dining areas of retail food establishments.	3717. ORC	Yes, state law	Yes, state law
3717-1-08.5 (F)	Prohibit	During a public health emergency, the director of health may prohibit dogs from entering outdoor dining areas of food service operations and the director of agriculture may prohibit dogs from entering outdoor dining areas of retail food establishments.	3717. ORC	Yes, state law	Yes, state law
3717-1-09 (A)	Shall	The facility layout and equipment specifications submitted for the approval of the licensor shall clearly confirm that the applicable provisions of Chapter 3717-1 of the Administrative Code can be met. The facility layout and specifications shall be legible, be drawn reasonably to scale, and shall include:	3717. ORC	Yes, state law	Yes, state law
3717-1-09 (A)(1)	Shall	The facility layout and equipment specifications submitted for the approval of the licensor shall clearly confirm that the applicable provisions of Chapter 3717-1 of the Administrative Code can be met. The facility layout and specifications shall be legible, be drawn reasonably to scale, and shall include: The type of food service operation or retail food establishment proposed and foods to be prepared and served;	3717. ORC	Yes, state law	Yes, state law

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3717-1-09 (A)(2)	Shall	The facility layout and equipment specifications submitted for the approval of the licensor shall clearly confirm that the applicable provisions of Chapter 3717-1 of the Administrative Code can be met. The facility layout and specifications shall be legible, be drawn reasonably to scale, and shall include: The total square footage to be used for the food service operation or retail food establishment;	3717. ORC	Yes, state law	Yes, state law
3717-1-09 (A)(3)(a)	Shall	The facility layout and equipment specifications submitted for the approval of the licensor shall clearly confirm that the applicable provisions of Chapter 3717-1 of the Administrative Code can be met. The facility layout and specifications shall be legible, be drawn reasonably to scale, and shall include: A site plan that includes: Location of business in a building such as a shopping mall or stadium;	3717. ORC	Yes, state law	Yes, state law
3717-1-09 (A)(3)(b)	Shall	The facility layout and equipment specifications submitted for the approval of the licensor shall clearly confirm that the applicable provisions of Chapter 3717-1 of the Administrative Code can be met. The facility layout and specifications shall be legible, be drawn reasonably to scale, and shall include: A site plan that includes: Location of building on site, including alleys, streets, and location of any outside support infrastructure such as dumpsters, potable water source, sewage treatment system; Interior and exterior seating areas.	3717. ORC	Yes, state law	Yes, state law
3717-1-09 (A)(3)(c)	Shall	The facility layout and equipment specifications submitted for the approval of the licensor shall clearly confirm that the applicable provisions of Chapter 3717-1 of the Administrative Code can be met. The facility layout and specifications shall be legible, be drawn reasonably to scale, and shall include: A site plan that includes:	3717. ORC	Yes, state law	Yes, state law
3717-1-09 (A)(4)	Shall	The facility layout and equipment specifications submitted for the approval of the licensor shall clearly confirm that the applicable provisions of Chapter 3717-1 of the Administrative Code can be	3717. ORC	Yes, state law	Yes, state law

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		met. The facility layout and specifications shall be legible, be drawn reasonably to scale, and shall include: Entrances and exits;			
3717-1-09 (A)(5)	Shall	The facility layout and equipment specifications submitted for the approval of the licensor shall clearly confirm that the applicable provisions of Chapter 3717-1 of the Administrative Code can be met. The facility layout and specifications shall be legible, be drawn reasonably to scale, and shall include: Location, number and types of plumbing fixtures, including all water supply facilities;	3717. ORC	Yes, state law	Yes, state law
3717-1-09 (A)(6)	Shall	The facility layout and equipment specifications submitted for the approval of the licensor shall clearly confirm that the applicable provisions of Chapter 3717-1 of the Administrative Code can be met. The facility layout and specifications shall be legible, be drawn reasonably to scale, and shall include: Plan of lighting;	3717. ORC	Yes, state law	Yes, state law
3717-1-09 (A)(7)	Shall	The facility layout and equipment specifications submitted for the approval of the licensor shall clearly confirm that the applicable provisions of Chapter 3717-1 of the Administrative Code can be met. The facility layout and specifications shall be legible, be drawn reasonably to scale, and shall include: A floor plan showing all fixtures and equipment;	3717. ORC	Yes, state law	Yes, state law
3717-1-09 (A)(8)	Shall	The facility layout and equipment specifications submitted for the approval of the licensor shall clearly confirm that the applicable provisions of Chapter 3717-1 of the Administrative Code can be met. The facility layout and specifications shall be legible, be drawn reasonably to scale, and shall include: Building materials and surface finishes to be used;	3717. ORC	Yes, state law	Yes, state law
3717-1-09 (A)(9)	Shall	The facility layout and equipment specifications submitted for the approval of the licensor shall clearly confirm that the applicable provisions of Chapter 3717-1 of the Administrative Code can be met. The facility layout and specifications shall be legible, be	3717. ORC	Yes, state law	Yes, state law

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		drawn reasonably to scale, and shall include: An equipment list with equipment manufacturers and model numbers.			
3717-1-09 (B)	Shall	Food equipment that is acceptable for use in a food service operation or retail food establishment shall be approved as specified under paragraph (KK) of rule 3717-1-04.1 of the Administrative Code.	3717. ORC	Yes, state law	Yes, state law
3717-1-09 (D)	Shall	The licensor of a mobile food service operation or mobile retail food establishment shall post on the back of the food service operation license or retail food establishment license pertinent information concerning the operation. This information shall include the menu, the layout of the operation including the location and type of major equipment, and any restrictions or conditions limiting the types of food that may be prepared or served by the license holder based on the equipment or facilities.	3717. ORC	Yes, state law	Yes, state law
3717-1-09 (E)(1)	Shall	The operator of a proposed temporary food service operation or temporary retail food establishment shall provide to the licensor, prior to opening, a drawing showing the facility layout and a letter of intent providing pertinent information such as: Foods to be prepared and served;	3717. ORC	Yes, state law	Yes, state law
3717-1-09 (E)(2)	Shall	The operator of a proposed temporary food service operation or temporary retail food establishment shall provide to the licensor, prior to opening, a drawing showing the facility layout and a letter of intent providing pertinent information such as: Source of food;	3717. ORC	Yes, state law	Yes, state law
3717-1-09 (E)(3)	Shall	The operator of a proposed temporary food service operation or temporary retail food establishment shall provide to the licensor, prior to opening, a drawing showing the facility layout and a letter of intent providing pertinent information such as: Hot holding facilities;	3717. ORC	Yes, state law	Yes, state law

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3717-1-09 (E)(4)	Shall	The operator of a proposed temporary food service operation or temporary retail food establishment shall provide to the licensor, prior to opening, a drawing showing the facility layout and a letter of intent providing pertinent information such as: Cold holding facilities;	3717. ORC	Yes, state law	Yes, state law
3717-1-09 (E)(5)	Shall	The operator of a proposed temporary food service operation or temporary retail food establishment shall provide to the licensor, prior to opening, a drawing showing the facility layout and a letter of intent providing pertinent information such as: Handwashing facilities;	3717. ORC	Yes, state law	Yes, state law
3717-1-09 (E)(6)	Shall	The operator of a proposed temporary food service operation or temporary retail food establishment shall provide to the licensor, prior to opening, a drawing showing the facility layout and a letter of intent providing pertinent information such as: Equipment and utensils;	3717. ORC	Yes, state law	Yes, state law
3717-1-09 (E)(7)	Shall	The operator of a proposed temporary food service operation or temporary retail food establishment shall provide to the licensor, prior to opening, a drawing showing the facility layout and a letter of intent providing pertinent information such as: Support facilities;	3717. ORC	Yes, state law	Yes, state law
3717-1-09 (E)(8)	Shall	The operator of a proposed temporary food service operation or temporary retail food establishment shall provide to the licensor, prior to opening, a drawing showing the facility layout and a letter of intent providing pertinent information such as: Any other information requested by the licensor.	3717. ORC	Yes, state law	Yes, state law
3717-1-09 (F)	Require	Information required as specified in paragraphs (A) to (D) of this rule shall be retained in the facility file until updated information is submitted.	3717. ORC	Yes, state law	Yes, state law

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3717-1-09 (F)	Shall	Information required as specified in paragraphs (A) to (D) of this rule shall be retained in the facility file until updated information is submitted.	3717. ORC	Yes, state law	Yes, state law
3717-1-20 (A)(1)	Shall	Existing facilities and equipment in a food service operation or retail food establishment shall be replaced with equipment and facilities meeting the requirements of this chapter when any of the following occur: They no longer comply with the following: Are in good repair and can be maintained in a sanitary condition;	3717. ORC	Yes, state law	Yes, state law
3717-1-20 (A)(2)	Shall	Existing facilities and equipment in a food service operation or retail food establishment shall be replaced with equipment and facilities meeting the requirements of this chapter when any of the following occur: They no longer comply with the following: Have food contact surfaces that comply with the requirements of this chapter;	3717. ORC	Yes, state law	Yes, state law
3717-1-20 (A)(3)	Shall	Existing facilities and equipment in a food service operation or retail food establishment shall be replaced with equipment and facilities meeting the requirements of this chapter when any of the following occur: They no longer comply with the following: Have cooling, heating, and holding capacities that comply with the requirements of this chapter;	3717. ORC	Yes, state law	Yes, state law
3717-1-20 (A)(4)	Shall	Existing facilities and equipment in a food service operation or retail food establishment shall be replaced with equipment and facilities meeting the requirements of this chapter when any of the following occur: They no longer comply with the following: Criteria upon which they were originally approved.	3717. ORC	Yes, state law	Yes, state law
3717-1-20 (B)	Shall	Existing facilities and equipment in a food service operation or retail food establishment shall be replaced with equipment and facilities meeting the requirements of this chapter when any of the following occur: The facilities and equipment constitute a public health hazard;	3717. ORC	Yes, state law	Yes, state law

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3717-1-20 (C)	Shall	Existing facilities and equipment in a food service operation or retail food establishment shall be replaced with equipment and facilities meeting the requirements of this chapter when any of the following occur: (C) The food service operation or retail food establishment changes ownership	3717. ORC	Yes, state law	Yes, state law
4736-1-01(J)	Shall	Defines inspection for registered sanitarians and sanitarians in training. Informs the reader that such activities shall include but not be limited to examination & evaluation.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-2-02	Shall	States that the headquarters of the Board shall be in Columbus, Ohio.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-2-03	Shall	States that the terms of initial appointments for board members shall be three years.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-2-04	Shall	Terms of office shall be for 3 years.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-2-04	Shall	Each member of the board shall hold office from the date of appointment until the end of the appointed term.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-2-04 (A)	Shall	Anyone appointed to fill a vacancy shall hold that position for the remainder of that term.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

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4736-2-04 (B)	Shall	If a term expires, the board member shall continue in that position for 60 days or until a successor takes the position, whichever is first.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-2-04 (C)	Shall	The board shall notify the governor's office if a board member changes employment.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-3-02 (A)	Shall	The chair shall preside over meetings.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-3-02(A)	Shall	The chair shall appoint all committees.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-3-02 (A)	Shall	The chair shall be the CEO of the board .	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-3-02(A)	Shall	The chair shall sign all certs of registration and other documents.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-3-02 (A)	Shall	The chair shall direct the functions of the executive secretary.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

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4736-3-02 (A)	Shall	The chair shall have responsibility over the office.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-3-02 (B)	Shall	The vice chair shall exercise all duties of the chair in their absence.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-3-02 (B)	Shall	The vice chair shall possess all powers of the chair of the chair in their absence.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-3-02 (C)	Shall	The secretary shall have those duties provided by Chapter 4736.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-3-02 (C)	Shall	The secretary shall have those responsibilities provided by Chapter 4736.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-3-02 (C)	Shall	The secretary shall sign certificates of registration and other documents as require by section 4736.06.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-3-02 (C)	Shall	The secretary shall be required to provide surety bond as the board may require.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

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4736-3-03 (A)	Shall	The executive secretary shall maintain a record of each board meeting.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-3-03 (A)	Shall	The record of each meeting shall state the time and place of the meeting.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-3-03 (C)	Shall	The executive secretary shall maintain a list of new media who have requested notification of meetings.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-3-03 (C)	Shall	The media shall be given at least 24 hours notice of special meetings.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-3-03 (C)	Shall	The executive secretary shall notify the news media of an emergency meeting.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-3-03 (F)	Shall	Notice of board meetings shall be published on the website.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-3-04	Shall	Public notice to adopt shall be published at least 30 days prior to the date set for a public hearing.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

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4736-3-04	Shall	Public notice to amend a rule shall be published on the boards website.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-3-04	Shall	Public notice to rescind a rule shall be published on the boards website.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-3-04	Shall	Public notice shall consist of a synopsis or general statement of the subject matter of the proposed rule.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-3-04	Shall	Public notice shall consist of a statement of reason for the proposed rule and the date/time/place of the hearing.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-3-02 (C)	Require	The secretary shall be required to provide surety bond as the board may require.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-4-01	Shall	States the specification for the seal of the board.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-5-01 (A)	Shall	States the board shall meet at least one time annually.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

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4736-5-01 (A)	Shall	States the annual meeting shall be in September.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-5-01 (A)	Shall	States the annual meeting shall be in the board offices.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-5-01 (A)	Shall	States the purpose of the meeting shall be to carry out the provisions required by section 4736.05 of the ORC.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-5-01 (A)	Shall	States the board shall organize at the annual meeting.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-5-01 (A)	Shall	States the board shall elect officers for a term of one year at the annual meeting.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-5-01 (A)	Shall	States that the chair shall appoint committees.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-5-01 (C)	Shall	States that special meetings can be called by the secretary upon written request of any three members of the board .	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

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4736-5-01 (C)	Shall	States that special meetings can be called by the secretary upon the request of ten registered sanitarians.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-6-02 (A)	Shall	The executive secretary shall be directly to the chair of the board.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-6-02 (A)	Shall	The executive secretary shall conduct all correspondence in the name of the board.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-6-02 (A)	Shall	The executive secretary shall care for all correspondence in the name of the board.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-6-02 (A)	Shall	The executive secretary shall keep a record of the board's proceedings.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-6-02 (A)	Shall	The executive secretary shall keep a record of the board's accounts.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-6-02 (A)	Shall	The executive secretary shall maintain all records for application for registration.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

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4736-6-02 (A)	Shall	The executive secretary shall maintain all records for certificates of registration.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-6-02 (A)	Shall	The executive secretary shall maintain all records for examinations.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-6-02 (A)	Shall	The executive secretary shall maintain all records for registrations.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-6-02 (A)	Shall	The executive secretary shall maintain all records for administrative hearings.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-6-02 (A)	Shall	The executive secretary shall maintain all records for revocations.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-6-02 (B)	Shall	The executive secretary shall account for all money.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-6-02 (B)	Shall	The executive secretary shall transfer all money to the 4K90 fund.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

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4736-6-02 (B)	Shall	The executive secretary shall report to the board annually a summary of transactions for the preceding fiscal year.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-6-02 (B)	Shall	The executive secretary shall report to the board annually a complete statement of receipts.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-6-02 (B)	Shall	The executive secretary shall report to the board annually a complete statement of expenditures.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-6-02 (B)	Shall	The executive secretary's report shall contain an annual fiscal summary.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-6-02 (B)	Shall	The executive secretary shall file all reports required by the ORC or as directed by the board.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-6-02 (C)	Shall	The executive secretary shall perform other duties as assigned.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-6-03 (A)	Shall	Each board member shall be reimbursed for their actual and necessary expenses.	119.03/4736.06	No, general rulemaking authority	No, general rulemaking authority

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4736-6-03 (C)	Shall	Full time employees, other than the executive secretary, shall be classified.	119.03/4736.06	No, general rulemaking authority	No, general rulemaking authority
4736-6-03 (C)	Shall	Employees shall be compensated in the manner provided for such employees of the state of Ohio.	119.03/4736.06	No, general rulemaking authority	No, general rulemaking authority
4736-6-03 (E)	Shall	The board shall approve all expenses.	119.03/4736.06	No, general rulemaking authority	No, general rulemaking authority
4736-6-04	Shall	The executive secretary shall receive a fixed salary.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-6-04	Shall	The executive secretary shall receive expenses permitted by state law.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-01	Shall	An application for RS/SIT shall be made on forms prescribed by the board.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-01 (A)	Shall	The application shall contain specific information addressed in (A)(1) - (A)(7).	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

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4736-7-01 (A)(1)	Shall	An application shall contain the name of each applicant.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-01 (A)(1)	Shall	An application shall contain the address of each applicant.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-01 (A)(1)	Shall	An application shall contain the SSN of each applicant.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-01 (A)(1)	Shall	An application shall contain phone number of each applicant.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-01 (A)(2)	Shall	An application shall contain the name of the employer/business of the applicant.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-01 (A)(2)	Shall	An application shall contain the address of the employer/business of the applicant.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-01 (A)(3)	Shall	An application shall contain the date of the application.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

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4736-7-01 (A)(4)	Shall	An application shall contain the educational qualifications of each applicant.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-01 (A)(4)	Shall	An application shall contain the experience qualifications of each applicant.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-01 (A)(5)	Shall	An application shall have a place for the applicant to sign the form.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-01 (A)(5)	Shall	An application shall have a place for the applicant to have it notarized.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-01 (A)(6)	Shall	An application shall contain information indicating if the applicant is currently registered as a sanitarian in another state.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-01 (A)(7)	Shall	An application shall contain information indicating that the application fee is nonrefundable.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-02 (A)	Shall	The completed application shall be returned to the board.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

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4736-7-02 (A)	Shall	the board shall cause a record to be made in accordance with section 4736.07 of the ORC.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-02 (A)	Shall	The board shall advise the applicant on the status of the application within 60 days of receipt.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-02 (B)	Shall	The board shall consider applications accompanied by the correct fee.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-02 (C)	Shall	The application fee shall be non-refundable.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-03 (A)	Shall	Applicants for reinstatement shall submit a completed application.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-03 (A)	Shall	The applications shall contain items listed in (A)(1) - (A)(6)	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-03 (A)(1)	Shall	The application for reinstatement shall be typewritten or printed in ink.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

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4736-7-03 (A)(2)	Shall	The application for reinstatement shall be signed by the registrant.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-03 (A)(3)	Shall	The application for reinstatement shall be accompanied by the reinstatement fee prescribe by rule 4736-7-04 of the OAC.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-03 (A)(4)	Shall	The application for reinstatement shall contain proof that the registrant met the appropriate CE requirement.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-03 (A)(5)	Shall	The application for reinstatement shall be accompanied by evidence, statements, documents as specified on the forms.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-03 (A)(6)	Shall	The reinstatement application shall be notarized.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-03 (A)(4)(a)	Shall	The registrant shall complete 18 hours of CE.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-03 (A)(4)(a)	Shall not	CE used to meet the requirements of reinstatement shall not be used to renew the reinstated registration.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

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4736-7-03 (A)(4)(b)	Shall	The registrant shall complete 36 hours of CE.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-03 (A)(4)(b)	Shall not	CE used to meet the requirements of reinstatement shall not be used to renew the reinstated registration.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-03 (C)	Shall	Any application for reinstatement that is incomplete for one year from the date of filing shall be considered abandoned.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-03 (C)	Shall	No further processing shall be undertaken with an abandoned reinstatement application.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-03 (C)(3)	Shall	Submitted reinstatement fees are nonrefundable.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-03 (C)(3)	Shall	Submitted reinstatement fees are nontransferable.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-04	Shall	The reinstatement fee shall be \$210.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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4736-7-02(C)	Must	Each completed application must be accompanied by the appropriate fee.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-02(D)	Must	Each applicant must submit official transcripts directly from their educational institution to the office for inclusion in their file.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-03 (B)(1)	Require	Reinstatement may require an appearance before the board.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-03 (B)(2)	Require	Reinstatement may require taking or retaking the exam specified in rule 4736-9-01 of the OAC.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-7-03(C)(1)	Require	The board may require updated information as it deems necessary if the application period extends beyond one year.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-8-01 (A)	Shall	Eligibility requirements shall include the achievement of a passing score on the registration examination conducted by the board.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-8-01 (A)	Shall	Eligibility requirements shall include the experience qualifications of paragraph (A)(1), (A)(2) or (A)(3) of this rule.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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4736-8-01 (A)(1)	Shall	Eligibility requirements shall include graduation from and accredited college/university with at least a bachelors degree including at least 45 quarter hours or 30 semester hours of science courses approved by the board.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-8-01 (A)(1)	Shall	Eligibility requirements shall include completion of at least two years full time employment as a sanitarian.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-8-01 (A)(2)	Shall	Eligibility requirements shall include graduation from and accredited college/university with at least a bachelors degree, completed a major in environmental health science which included an internship program approved by the board.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-8-01 (A)(2)	Shall	Eligibility requirements shall include completion of at least one year full time employment as a sanitarian.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-8-01 (A)(3)	Shall	Eligibility requirements shall include graduation from and accredited college/university with a degree higher than a bachelors degree including at least 45 quarter hours or 30 semester hours of science courses approved by the board.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-8-01 (A)(3)	Shall	Eligibility requirements shall include completion of at least one year full time employment as a sanitarian.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-8-01 (B)	Shall	To be eligible for an SIT, you must be a graduate of an accredited college/university with at least a baccalaureate degree.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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4736-8-01 (B)	Shall	The board shall annually determine if an exam shall be required.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-8-01 (C)	Shall	Science courses approved by the board shall be in biology.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-8-01 (C)	Shall	Science courses approved by the board shall be in chemistry.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-8-01 (C)	Shall	Science courses approved by the board shall be in physics.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-8-01 (C)	Shall	Science courses approved by the board shall be in geology.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-8-01 (C)	Shall	Science courses approved by the board shall be in math.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-8-01 (C)	Shall	Science courses approved by the board shall be in statistics.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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4736-8-01 (C)	Shall	Science courses approved by the board shall be acceptable to the practice of EH.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-8-01 (C)	Shall not	Remedial courses are not acceptable to meet the minimum educational requirements.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-8-01 (C)	Shall	The applicant shall provide sufficient info so the board can make a determination regarding the coursework taken at their college/university.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-8-01 (E)	Shall not	Credential evaluations shall not be binding on the board.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-8-01 (D)	Must	Foreign educated applicants must demonstrate education equivalent to at least a baccalaureate degree.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-8-01 (D)	Must	Foreign educated applicants must demonstrate equivalent science requirements to be eligible for registration.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-8-02	Must	An approved internship program must be approved by EHAC.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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4736-8-02	Must	An approved internship program must be accredited by EHAC.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-8-01 (B)	Require	The board may require an exam for registration as an SIT.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-8-01 (E)	Require	The board may require a foreign educated applicant to submit a credential evaluation.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-01 (A)	Shall	Applicants shall pass an examination to become registered sanitarians.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-01 (A)(2)	Shall	Exams shall be held at least once annually.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-01 (A)(2)	Shall	Exams shall be held more frequently if necessary.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-01 (A)(3)	Shall	Exams shall be held in Central Ohio.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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4736-9-01 (A)(3)	Shall	Exams shall be held other places deemed by the board.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-01 (A)(5)	Shall	The exam cost is a separate fee.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-01 (A)(7)	Shall	An applicant shall be considered scheduled for an exam upon receipt of a completed application.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-01 (A)(7)	Shall not	The exam fee shall not be returned once the exam is scheduled.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-01 (B)	Shall	The board shall annually determine if an exam shall be required.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-01 (B)(2)	Shall	Information concerning the exam procedures will be available.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-01 (B)(2)	Shall	Information may be obtained at the office of the board.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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4736-9-01 (B)(3)	Shall	Exams shall be held at least once annually.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-01 (B)(3)	Shall	Examinations shall be held in central Ohio.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-01 (B)(5)	Shall	The exam cost is a separate fee.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-01 (B)(7)	Shall	An applicant shall be considered scheduled for an exam upon receipt of a completed application.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-01 (B)(7)	Shall not	The exam fee shall not be returned once the exam is scheduled.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-02	Shall	The board shall provide a written exam that is objective.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-02	Shall	The board shall provide a written exam that is practical.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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4736-9-02	Shall	The board shall provide a written exam that meets the requirements of section 4736.09 of the ORC.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-01(A)(4)	Must	Applicants for the exam must be registered as SIT's.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-01(A)(4)	Must	Applicants for the exam must be approved to take the exam by the board.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-01(A)(6)	Must	Applications for the RS exam must be made on forms prescribed by the board.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-01(A)(6)	Must	Each completed application for the RS exam must be accompanied by a fee.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-01(B)(6)	Must	Applications for the SIT exam must be made on forms prescribed by the board.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-01(B)(6)	Must	Each completed application for the SIT exam must be accompanied by the appropriate fee.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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4736-9-03	Must	Applicants must obtain a passing score on the exam.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-01(B)	Require	The board may require an exam for registration as an SIT.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-01(B)	Shall	If the exam is required, specific procedures listed in (B)(1) - (B)(7) are required.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-01(B)(1)	Shall	The following procedures apply if the board requires an exam for an SIT.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-01(B)(2)	Shall	If the exam is required, information concerning the exam procedures shall be available & may be obtained at the office of the board.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-01(B)(3)	Shall	If the exam is required, exams shall be held at least one time annually.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-01(B)(4)	Shall	If the exam is required, exams shall be held in central Ohio.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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4736-9-01(B)(5)	Shall	If the exam is required, the board shall charge separate fees for the exam not in excess of the actual cost of conducting the exam.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-01(B)(6)	Shall	If the exam is required, applications must be made on forms prescribed by the board .	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-01(B)(6)	Shall	If the exam is required, applications shall be accompanied by the correct fee.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-9-01(B)(7)	Shall	If the exam is required, the applicant shall be considered scheduled for the exam upon receipt of the application.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-10-01(A)	Shall	An SIT shall apply for registration within 3 years of their initial registration date.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-10-01(B)	Shall	Sufficient cause for extending an SIT shall include items listed in (B)(1) - (B)(2)	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-10-01(B)(1)	Shall	Sufficient cause for an extension shall include the SIT having taken the examination at least one time.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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4736-10-01(B)(2)	Shall	Sufficient cause for an extension shall include the SIT has competently performed, for compensation, educational, investigational, technical or administrative duties in the field of EH on or before the date of the extension request.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-10-01(D)	Shall	The extension request shall be written.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-10-01(D)	Shall	The extension request shall include items specified in (D)(1)-(D)(3)	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-10-01(D)(1)	Shall	The extension shall include an explanation of they the requestor has not applied for registered sanitarian status.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-10-01(D)(2)	Shall	The extension shall include a list of full time experience from the date the SIT was granted.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-10-01(D)(3)	Shall	The extension shall include the number of times the requestor has taken the exam.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-10-01(C)	Must	SIT's must be granted an extension prior to the issuance of their 3rd renewal.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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4736-11-01(A)	Shall	Within 90 days of becoming an RS a wall certificate shall be issued.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-01(B)	Shall	All certificates shall expire annually on an assigned date.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-02(B)	Shall	The registrant shall provide items listed in (B)(1) - (B)(7).	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-02(B)(1)	Shall	The registrant shall provide the name of the individual requesting the course review.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-02(B)(1)	Shall	The registrant shall provide the mailing address of the individual requesting the course review.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-02(B)(1)	Shall	The registrant shall provide the phone of the individual requesting the course review.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-02(B)(1)	Shall	The registrant shall provide the email address of the individual requesting the course review.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

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4736-11-02(B)(1)	Shall	The registrant shall provide the signature of the individual requesting the course review.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-02(B)(1)	Shall	The registrant shall provide the date of the application for the individual requesting the course review.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-02(B)(2)	Shall	The registrant shall provide the number of hours being requested for attending the course.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-02(B)(3)	Shall	The registrant shall provide the course title.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-02(B)(3)	Shall	The registrant shall provide the course location.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-02(B)(3)	Shall	The registrant shall provide the course date.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-02(B)(3)	Shall	The registrant shall provide the instructor information.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

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4736-11-02(B)(4)	Shall	The registrant shall provide the relevancy to the practice of environmental health.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-02(B)(4)	Shall	The registrant shall provide the educational benefits gained by attending.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-02(B)(5)	Shall	The registrant shall provide the applicable subject matter category.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-02(B)(6)	Shall	The registrant shall provide a copy of the course agenda/itinerary complete with times for each portion of the program and any lunch/breaks that were taken or a copy of the course syllabus or catalog description.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-02(B)(7)	Shall	The registrant shall provide verification of attendance.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-03(B)	Shall	CE shall be approved by the board.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-03(D)	Shall not	Waivers shall not be granted for a period in excess of 3 consecutive renewals.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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4736-11-04(A)	Shall	An agency shall make application to the board.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-04(A)	Shall	An agency shall pay \$54 to become a training agency.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-04(C)	Shall	Requests for CE approval by training agencies shall be reviewed regularly.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-04(D)	Shall	Status as an ATA shall expire on 12/31 annually unless renewed.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-05(A)	Shall	Courses shall be submitted to the board prior to the date being offered.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-05(B)	Shall	The ATA shall provide the information listed in (B)(1) - (B)(7)	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-05(B)(1)	Shall	The agency name.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

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4736-11-05(B)(1)	Shall	The contact person name.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-05(B)(1)	Shall	The mailing address.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-05(B)(1)	Shall	The phone number.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-05(B)(1)	Shall	The email address.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-05(B)(1)	Shall	The signature.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-05(B)(1)	Shall	The date of the agency request the course review.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-05(B)(2)	Shall	The number of hours being requested.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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4736-11-05(B)(3)	Shall	The course title.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-05(B)(3)	Shall	The course type.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-05(B)(3)	Shall	The course location.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-05(B)(3)	Shall	The course date.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-05(B)(3)	Shall	The instructor qualifications.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-05(B)(4)	Shall	A description of the course objectives.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-05(B)(4)	Shall	A description of the educational outcomes.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulatory Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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4736-11-05(B)(5)	Shall	A copy of the course agenda/itinerary complete with times for each portion of the program and any lunch/breaks that are to be provided.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-05(B)(6)	Shall	Brief biographical information on the presenters.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-05(B)(7)	Shall	A roster of attendees.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-02(A)	Must	Any CE course submitted by an individual must be submitted on forms prescribed by the board.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-03(A)	Must	Registrants must complete 18 hours of CE annually to be eligible for renewal.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-04	Must	An ATA must be approved to the board prior to CE being submitted and reviewed.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-04(B)	Must	Application for ATA must include items listed in (B)(1) through (B)(3).	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

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4736-11-04(B)(1)	Must	The ATA application must include the agency name.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-04(B)(1)	Must	The ATA application must include the agency email addresses.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-04(B)(1)	Must	The ATA application must include the agency address.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-04(B)(1)	Must	The ATA application must include the agency phone.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-04(B)(2)	Must	The ATA application must include the organizations mission or purpose.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-04(B)(3)	Must	The ATA application must include the signature of the contact person for the agency.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-04(B)(3)	Must	The ATA application must include the date of the contact person for the agency.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

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4736-11-05	Must	This rule reviews the requirements for entities submitting a course for continuing education consideration.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-11-05(B)(7)	Must	Within 30 days of program completion, a roster of attendees must be submitted to the board.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-12-01(A)	Shall	Registrants shall renew annually.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-12-01(A)(1)	Shall	Renewals shall be mailed no later than 30 days prior to the expiration date.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-12-01(B)	Shall	Renewals shall be accompanied by the correct fee.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-12-01(E)	Shall	Registrants shall complete CE.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-12-01(A)(2)	May not	Registrants may not work with an expired registration.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

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4736-13-01(C)	Shall	Complaints shall be submitted in writing.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-13-01(C)	Shall	Each complaint shall be assigned a number.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-13-01(C)	Shall	Each case number shall be recorded	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-13-01(C)	Shall	The board shall determine if the allegations are enough to warrant formal disciplinary charges.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-13-01(C)	Shall	If discipline is warranted the board shall proceed in accordance with chapter 119 of the ORC.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-15-02(A)	Shall	SIT's shall submit verification from their supervising RS during the renewal period.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-15-02(B)	Shall	The board shall establish minimum supervisory activities for an RS to use in evaluating an SIT.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

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4736-15-02(B)(1)	Shall	Supervisory activities shall include being available for daily consultation.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-15-02(B)(2)	Shall	Supervisory activities shall include providing training and technical advice.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-15-02(B)(3)	Shall	Supervisory activities shall include reviewing and advising on enforcement proceedings in programs specified by division (E) of section 4736.01 of the ORC.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-15-02(B)(4)	Shall	Supervisory activities shall include evaluating the practice of environmental health performed by the SIT at least once a month.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-15-02(C)	Shall	A supervising RS shall document monthly evaluations of the SIT's work.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-15-02(C)	Shall	Documentation shall include at least 5 samples of inspections performed by the SIT during the month.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-15-02(C)	Shall	A written evaluation from the supervising RS must include the items listed in (C)(1) - (C)(7).	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

Rule Number	Regulator y Restriction	Description of Regulatory Restriction	Statute Adopting Regulatory Restriction	Required By State or Federal Law?	Is a Law Change Required In Order To Remove the Restriction?
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4736-15-02(C)(1)	Shall	A written evaluation shall include the month of evaluation.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-15-02(C)(1)	Shall	A written evaluation shall include the year of evaluation.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-15-02(C)(2)	Shall	A written evaluation shall include the SIT's name.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-15-02(C)(2)	Shall	A written evaluation shall include the SIT's number.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-15-02(C)(2)	Shall	A written evaluation shall include the SIT's employment address.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-15-02(C)(3)	Shall	A written evaluation shall include the supervising RS's name.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-15-02(C)(3)	Shall	A written evaluation shall include the supervising RS's number.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

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4736-15-02(C)(3)	Shall	A written evaluation shall include the supervising RS's employment address.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-15-02(C)(4)	Shall	A written evaluation shall include the supervising RS's written verification of fulfillment of the requirements provided in paragraph (B) of this rule.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-15-02(C)(5)	Shall	A written evaluation shall include the supervising RS's written comments.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-15-02(C)(6)	Shall	A written evaluation shall include the date of at least 5 samples of inspections conducted by the SIT.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-15-02(C)(6)	Shall	A written evaluation shall include the location of at least 5 samples of inspections conducted by the SIT.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-15-02(C)(7)	Shall	A written evaluation shall include the dated signature of the SIT.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-15-02(C)(7)	Shall	A written evaluation shall include the dated signature of the supervising RS.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

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4736-15-02(D)	Shall	Monthly evaluations shall be retained by the SIT for a specified period.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-16-02	Shall	The agency shall do the items listed in (A)-(E) of this rule with regard to CPI.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-16-02(A)	Shall	The access to CPI shall be approved by the information owner prior to providing the employee access.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-16-02(A)	Shall	The agency shall establish procedures for determining a revision to an employees CPI access.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-16-02(A)	Shall	The employees CPI access shall be removed when it is no longer needed for their job.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-16-02(B)	Shall	Upon the signed written request of any individual for a list of CPI about the individual maintained by the agency , the agency shall do the items listed in (B)(1) - (B)(3).	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-16-02(B)(1)	Shall	The agency shall verify the identity of the individual by a method that provides safeguards commensurate with the risk associated with the CPI.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

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4736-16-02(B)(2)	Shall	Provide to the individual the list of CPI that does not relate to an investigation about the individual.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-16-02(B)(2)	Shall	Provide to the individual the list of CPI that is otherwise not excluded from the scope of Chapter 1347 of the ORC.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-16-02(B)(3)	Shall	If all information relates to an investigation about that individual, inform the individual that the agency has no CPI about that individual that is responsive to the individual's request.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-16-02(C)(1)	Shall	The agency shall notify the person whose CPI was invalidly accessed as soon as practical.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-16-02(C)(1)	Shall	The agency shall delay notification for a period of time necessary to ensure that the notification doesn't interfere with any investigation.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-16-02(C)(1)	Shall	The agency shall disclose the access to CPI made for an invalid reason to the person.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-16-02(C)(2)	Shall	Notification provided by the agency shall inform the individual of the dates of invalid access.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

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4736-16-02(C)(2)	Shall	Notification provided by the agency shall inform the individual of the type of CPI access.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-16-02(D)	Shall	The agency director shall designate an employee to serve as the data privacy contact.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-16-02(D)	Shall	The data privacy point of contact shall work with the chief privacy officer within the office of IT to assist with the implementation of privacy protections for the CPI.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-16-02(E)	Shall	The board shall timely complete a privacy impact assessment.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-16-05	Shall	The agency shall do the items listed in (A)-(E) of this rule with regard to restricting and logging access to CPI.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-16-05(A)	Shall	Access to CPI that is kept electronically shall require a password.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-16-05(B)	Shall	The agency shall include a mechanism for recording specific access by employees of the agency to CPI.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

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4736-16-05(C)	Shall	The agency shall make a determination whether the modification constitutes an upgrade.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-16-05(C)	Shall	Any computer system upgrades shall include a mechanism for recording CPI access.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-16-05(D)(1)	Shall	Employees who access CPI shall maintain a log.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-16-05(E)	Shall	The agency shall issue a log management policy consisting of items in (E)(1) - (E)(4).	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-16-05(E)(1)	Shall	Who shall maintain the log.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-16-05(E)(2)	Shall	What information shall be captured in the log.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-16-05(E)(3)	Shall	How the log is to be stored.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

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4736-16-05(E)(4)	Shall	How long the information in the log is to be retained.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-16-02(A)	Require	The information owner determines the level of access required for an employee of the agency to fulfill his/her job duties.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-16-05(A)	Require	Access to CPI shall require a password.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-16-05(D)(1)	Require	The agency shall require employees who access CPI to maintain an access log.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-17-01(B)(1)	Shall	If a license expires while an individual is deployed they shall be eligible for renewal if the conditions for renewal are met in (B)(1)(a) and (B)(1)(b).	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-17-01(B)(1)(a)	Shall	The registrant submits evidence of honorable discharge/separation.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-17-01(B)(1)(b)	Shall	The registrant meets the renewal requirements of section 4736.11 of the ORC and rules 4736-12-01 and 4736-12-02 of the OAC.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

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4736-17-01(C)(2)(a)	Shall	The registrant shall submit proper documentation certifying active duty service.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-17-01(C)(2)(b)	Shall	The board shall extend the current CE reporting period by an amount of time equal to the total number of months the individual was on active duty.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-17-01(C)(2)(b)	Shall	Any portion of a month served shall be considered a full month.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-17-01(D)(1)	Shall	For temporary registration, a spouse can apply and submit the items listed in (D)(1) - (D)(4).	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-17-01(D)(1)(a)	Shall	A completed application for temporary registration.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-17-01(D)(1)(b)	Shall	The application fee prescribed in section 4736.12 of the ORC.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-17-01(D)(1)(c)	Shall	Official transcripts.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

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4736-17-01(D)(1)(d)	Shall	If applicable, proof of passage of the PES or NEHA.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-17-01(D)(1)(e)	Shall	Verification from all states in which the applicant currently holds registration.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-17-01(D)(1)(e)	Shall	Verification from all states in which the applicant has ever held registration.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-17-01(E)(2)	Shall not	Reinstatement without penalty shall not be granted unless evidence of honorable discharge within six month after release is presented.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-17-01(E)(3)	Shall	Registrants shall abide by the applicable CE outlined in the ORC.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-17-01(D)(3)	Must	A temporary registration holder must abide by chapter 4736 of the ORC.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority
4736-17-01(D)(4)	Must	Temporary registration holders must apply for permanent registration, using the standard application, prior to the expiration of the temporary registration.	119.03/4736.03	No, general rulemaking authority	No, general rulemaking authority

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