

Quick Reference: Ohio Department of Health General Rules Process

Timeframe	Activity
Depends on the program (recommend for 5 year rule review: begin 12-18 months before initial filing date)	<p>Program reviews rules</p> <ul style="list-style-type: none"> Coordinate with legal to request rules from Register of Ohio (30 days) Internal meetings (rule development) Meet with stakeholders (rule development) Draft amendment, new rule, or recommend no change or rescission Prepare BIA for CSI Prepare RSFA and memos to Director, Legal and Interested Parties
Depends on rules	<p>Program sends rules, BIA and memos to Legal</p> <ul style="list-style-type: none"> Legal reviews rules, BIA, and memos to Legal and Interested Parties
60 calendar days Within 1 day	<p>Public comment and OPHAB review period</p> <p>Program notified to prepare and post E-Notification of rules</p>
30 calendar days	<p>Post draft rules public comment and OPHAB review</p> <p>Post BIA with draft rules and submit BIA to CSI</p>
30 calendar days 16 business days (could be longer; concurrent with OPHAB 30-day review of public comment)	<p>OPHAB continues review of draft rules, reviews public comments.</p> <p>CSI reviews BIA. CSI may ask for clarification or require revision of the BIA during its 16 day review.</p> <p>OPHAB may require Program to meet and/or answer questions regarding the rules and may make a recommendation to Director within 60 days to approve or disapprove the rules. All OPHAB recommendations will be shared with CSI. If OPHAB recommends disapproval and Director disagrees then the rules may proceed to initial filing and Director shall explain the reason for his disagreement in writing prior to OPHAB’s next quarterly meeting.</p>
ASAP after 60 calendar day period ends	<p>Program finalizes rules for filing (makes changes based on CSI recommendation, OPHAB review, and public comment*) and sends rules, RSFA and memo to Director for filing.</p> <p>*If substantive changes are made as result of comments, CSI review, or OPHAB review then may need to resubmit BIA and/or repost for comment.</p>
Starts 65 calendar days - JCARR jurisdiction	<p>Initial Filing (JCARR, Secretary of State, LSC, and Dept. of Aging- if applicable)</p> <p>File proposed rule and RSFA with JCARR and notify public of formal public comment period.</p>
Within 31-40 days after initial filing	<p>Public Hearing with JCARR ends formal public comment period. If comments warrant changes, then must refile rules with JCARR. (If changes to rule are made 30 days or more after initial filing, then add 30 days to JCARR jurisdiction timeframe.)</p>
41-65 days after initial filing	<p>JCARR hearing</p>
No less than 65 days after initial filing	<p>Final Filing (JCARR, Secretary of State, LSC, and Dept. of Aging- if applicable)</p> <p>If JCARR approved - File final rules</p>
No less than 10 days after filing (or on specified effective date)	<p>Rules effective</p>