

**Note:** Email completed form to jcarr1@jcarr.state.oh.us.

Hearing Date: 9/6/2017

Today's Date: 9/8/2017

Agency: Ohio Department of Job and Family Services

Rule Number(s): 5101:2-12-01, 5101:2-12-02, 5101:2-12-03, 5101:2-12-05, 5101:2-12-09 (ERF 178699); 5101:2-12-07, 5101:2-12-08, 5101:2-12-10, 5101:2-12-12, 5101:2-12-13, 5101:2-12-14, 5101:2-12-16, 5101:2-12-18, 5101:2-12-23, 5101:2-12-25 (ERF 178757); 5101:2-13-01, 5101:2-13-02, 5101:2-13-03, 5101:2-13-05, 5101:2-13-07, 5101:2-13-08, 5101:2-13-09, 5101:2-13-26 (ERF 178700); 5101:2-13-10, 5101:2-13-12, 5101:2-13-13, 5101:2-13-14, 51201:2-13-16, 5101:2-13-18, 5101:2-13-23, 5101:2-13-25 (ERF 178758); 5101:2-14-01, 5101:2-14-02, 5101:2-14-03, 5101:2-14-04, 5101:2-14-06, 5101:2-14-07 (ERF 178701); 5101:2-16-43 (ERF 178310).

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If no comments at the hearing, please check the box.

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List organizations or individuals giving or submitting testimony before, during or after the public hearing and indicate the rule number(s) in question.

1. Matthew Gajkowski, Northeast Ohio Academy of Chiropractic (NOAC) – Rules 5101:2-12-07, 5101:2-12-08, 5101:2-12-10, 5101:2-12-12, 5101:2-12-13, 5101:2-12-14, 5101:2-12-16, 5110:2-12-18, 5101:2-12-23, 5101:2-12-25 – Submitted written testimony.
2. Kelly Caudill, Executive Director, Ohio State Chiropractic Board – Rule 5101:2-12-08 – Submitted written testimony.
3. Nick Strata, Executive Director, Ohio State Chiropractic Association, Columbus – Rule 5101:2-12-25 – submitted written testimony.
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## Hearing Summary Report

### **Consolidated Summary of Comments Received**

Please review all comments received and complete a consolidated summary paragraph of the comments and indicate the rule number(s).

Matthew Gajkowski, Vice President of the Northeast Ohio Academy of Chiropractic wants chiropractic physicians to be included in the list of providers who may conduct physical examinations of daycare providers.

Kelly Caudill, Executive Director of the Ohio State Chiropractic Board, also voices concerns about the exclusion of chiropractic physicians from completing a medical statement for child care staff members. "The Board respectfully requests chiropractic physicians be included in the list of providers who may conduct physical examinations of child care staff members..."

Nicholas Strata, Executive Director of the Ohio State Chiropractic Association asks ODJFS in rule 5101;2-12-25, section B "...to consider adding Doctors of Chiropractic to the list..." of providers who may sign off on nonprescription medications, food supplements and medical foods."

Hearing Summary Report

**Incorporated Comments into Rule(s)**

Indicate how comments received during the hearing process were incorporated into the rule(s). If no comments were incorporated, explain why not.

No comments were incorporated into rule as a result of the submission of written testimony submitted prior to the public hearing.

ODJFS follows the Ohio Revised Code (ORC) in determining who may sign the child and employee medical statements required for licensed child care centers, Type A Homes and Type B Homes. ODJFS allows physicians, as defined in Section 4730. ORC to conduct the physical examinations and is required by Section 5104.0110 ORC to also allow the following individuals to conduct the physical examinations: a physician assistant, a clinical nurse specialist, a certified nurse practitioner, or a certified nurse-midwife.

Further, regarding form JFS 01217 "Request for Administration of Medication for Child Care," due to the fact that this form is used for prescription medications, ODJFS accepts signatures only from those who are authorized by the Ohio Revised Code to prescribe medication.

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