

OHIO DEPARTMENT OF HIGHER EDUCATION

BASE INVENTORY OF REGULATORY RESTRICTIONS

CONTACT NAME Michelle Chavanne			E-MAIL ADDRESS Mchavanne@highered.ohio.gov		PHONE NUMBER 614-644-1988	
RULE NUMBER	REGULATORY RESTRICTION	SUBSECTION	DESCRIPTION OF REGULATORY RESTRICTION	STATUTE UNDER WHICH THE REGULATORY RESTRICTION WAS ADOPTED	IS THE REGULATORY RESTRICTION EXPRESSLY OR SPECIFICALLY REQUIRED BY STATE OR FEDERAL LAW?	IS A LAW CHANGE REQUIRED IN ORDER TO REMOVE THE RESTRICTION?
3333-1-01	Shall	1. (A)(1) 2. (A)(2) 3. (A)(2) 4. (A)(3) 5. (A)(4) 6. (B)(1) 7. (B)(1) 8. (B)(2) 9. (B)(4) 10. (B)(5) 11. (B)(6) 12. (B)(6) 13. (B)(8) 14. (C)(1)-(7) 15. (D) 16. (D) 17. (D) 18. (D) 19. (E)(1) 20. (F) 21. (G) 22. (G)	1. ...Board of Regents...shall organize for the conduct... 2. The chairperson...shall be elected for a... 3. Additional officers shall be elected... 4. Newly appointed members...shall take and subscribe... 5. ...headquarters shall be located in Columbus, Ohio. 6. Meetings of the board shall be held on a regular... 7. Public notice of meetings shall be given... 8. Members shall be given at least one month's.. 9. Official business of the board shall be transacted... 10. Members shall be given advanced... 11. A majority of...the board shall constitute a quorum... 12. ...official business shall be transacted only when... 13. ...all proceedings of the board shall be governed... 14. ...order of business...shall be at the discretion of... 15-18. The board shall keep an official set of minutes... 19. The chairperson shall designate the members... 20. The board shall also publish an annual report... 21-22. All members shall serve...shall be reimbursed...	1. 3333.02 2. 3333.02 3. 3333.02 4. 3333.02 5. 3333.02 6. 3333.02 7. 3333.02 8. None 9. 121.22 10. None 11. 3333.02 12. 3333.02 13. None 14. None 15-18. 3333.02 19. None 20. 3333.032 21-21. 3333.01	1. Yes, state law. 2. No, general rulemaking authority. 3. Yes, state law. 4. Yes, state law. 5. Yes, state law. 6. Yes, state law. 7. Yes, state law. 8. No, general rulemaking authority. 9. Yes, state law. 10. No, general rulemaking authority. 11. Yes, state law. 12. Yes, state law. 13. No, General rulemaking authority. 14. No, General rulemaking authority. 15-18. Yes, state law. 19. No, General rulemaking authority. 20. Yes, state law. 21-22. Yes, state law.	1. Yes 2. No 3. Yes 4. Yes 5. Yes 6. Yes 7. Yes 8. No 9. Yes 10. No 11. Yes 12. Yes 13. No 14. No 15-18. Yes 19. No 20. Yes 21-22. Yes

3333-1-02	Shall	<ol style="list-style-type: none"> 1. (B)(5) 2. (B)(6) 3. (B)(18) 4. (B)(19) 5. (B)(21) 6. (B)(21) 7. (B)(22) 8. (B)(22) 9. (C)(1) 10. (C)(2) 11. (D) 12. (D) 13. (D)(3) 14. (E) 15. (E)(1) 16. (F) 17. (F) 18. (B)(1) 	<ol style="list-style-type: none"> 1. ...associate degree, or baccalaureate degree shall be... 2. ...within those standards shall be considered... 3. ...thirty week requirement shall be measured... 4. ...who have earned a bachelor's degree shall be... 5. ...period of time that shall consist... 6. ...particular quarter shall be at the discretion of the... 7. ...period of time that shall consist of no fewer than... 8. ...particular quarter shall be at the discretion of... 9. ...each institution shall prepare and submit data files... 10. Each institution shall submit such additional data... 11. ...each institution shall report for each enrolled... 12. ...each institution shall specifically indicate and... 13. ...each state-assisted institution shall rely on rule... 14. ...each institution shall specifically indicate and... 15. The course level shall be one of the following:... 16. ...each institution shall report the students enrolled... 17. Additionally, each institution shall specifically... 18. ...activities must be under the direct academic... 	3333.04	No, general rulemaking authority	No, general rulemaking authority
3333-1-02.1	Shall	<ol style="list-style-type: none"> 1. (B)(1) 2. (B)(2)(a) 3. (B) 4. (B)(2) 5. (B)(2)(C) 	<ol style="list-style-type: none"> 1. ...students shall not be factored into computations... 2. ...for audit purposes shall not be factored into... 3. ...state funding support shall be computed pursuant... 4. ...course enrollments shall be factored into... 5. ...non-credit instruction shall be separately factored... 	3333.04	No, general rulemaking authority	No, general rulemaking authority
3333-1-03	Shall	<ol style="list-style-type: none"> 1. (C)(3)(g) 2. (C) 3. (C)(2) 4. (C)(3)(a) 5. (C)(3)(b) 6. (C)(3)(g) 7. (C)(3)(g) 8. (C)(3)(h) 9. (C)(1) 10. (C)(3) 11. (D) 12. (E) 13. (E)(2) 14. (E)(3) 15. (E)(5) 16. (E)(8) 17. (E)(10) 18. (E)(11) 	<ol style="list-style-type: none"> 1. ...such approval shall not imply that any additional... 2. ...a program plan for the project must be submitted... 3. ...any significant modifications must be submitted... 4. ...Expenditures must be for capital improvements. 5. The project scope must meet the intent and purpose... 6. Project design must be such that the project can and... 7. ...the institution must either supplement funding from... 8. Design must give priority to meeting applicable... 9. ...program plan shall be established by the chancellor... 10. ...applicable to a project, shall be used to evaluate... 11. ...the chancellor shall monitor the applicable projects... 12. ...the institution shall submit...chancellor shall approve...agreement which shall include... 13. ...term of the agreement shall be for at least twenty... 14. ...which reimbursement shall be calculated by... 15. Specify that funds shall be used only for capital... 16. ...or public body shall hold the institution harmless... 17. ...which sum shall equal one and one-half per cent... 18. ...the agreement shall require approval by the... 	3345.50 and 3345.51	Yes, state law and federal (IRS bond) law	Yes, however, the revised code simply sets forth that the Chancellor shall adopt rules in accordance with Chapter 119. that include specific criteria such as staffing levels, expertise, and past performance and audit documentation. Also, the rule includes requirements set forth in uncodified law in capital appropriations and reappropriations that align with federal IRS laws related to using proceeds from the sale of bonds

3333-1-04	Must	<ol style="list-style-type: none"> 1. (C)(1) 2. (C)(2) 3. (D)(1) 4. (F)(3) 5. (G) 	<ol style="list-style-type: none"> 1. ...program of study must demonstrate compliance... 2. ...program of study must submit information on the... 3. ...or endorsement must be approved by the chancellor... 4. An institution must inform the chancellor, according... 5. The procedures established by this rule shall become effective upon adoption of this rule, and shall be applicable to all new undergraduate degree... 	3333.04	The provisions are following the state law and Higher Learning Commission ("HLC") guidance.	No, however, the revised code simply sets forth that the Chancellor shall adopt rules and HLC sets national standards.
3333-1-05	Shall	<ol style="list-style-type: none"> 1. (D)(3)(b) 2. (D)(3)(b) 3. (I) 4. (C)(1) 5. (C)(1) 6. (C)(3) 7. (C)(3) 8. (C)(3)(i) 9. (C)(3)(ii) 10. (C)(3)(iii) 11. (D)(1) 12. (E) 13. (H) 	<ol style="list-style-type: none"> 1. A program designated as not approved shall not admit.. 2. ...the institution must submit academic transition... 3. ...programs mustn assure that the candidate meets... 4. ...through twelve shall request approval from the... 5. ...educator preparation program shall be based on the... 6. Annually, the chancellor shall report a licensure... 7. The status shall be one of the following: 8. The chancellor shall determine that an educator... 9. The chancellor shall determine that an educator... 10. The chancellor shall determine that an educator... 11. The chancellor shall designate a new or continuing... 12. ...an Ohio license shall submit data to the chancellor... 13. ...teacher license shall align with state board of... 	3333.048	No, however, the rule was adopted based on the authority conferred upon the chancellor of higher education by section 3333.048 of the Revised Code and aligns with national accreditors	Yes, state law and national standards would need to be modified for a majority of the regulatory restrictions
3333-1-06	Shall	<ol style="list-style-type: none"> 1. (B) 2. (B) 3. (B) 4. (B) 	<ol style="list-style-type: none"> 1. ...such notice shall not be mandatory and failure... 2. ...register of Ohio shall not in any way invalidate... 3. ...Ohio board of regents shall give public notice in... 4. ...public notice shall conform to the requirements of... 	119.03	Yes, state law	Yes, state law
3333-1-07	Must	<ol style="list-style-type: none"> 1. (C)(1) 2. (C)(4) 3. (F)(3) 4. (G) 5. (G) 	<ol style="list-style-type: none"> 1. ...program of study must demonstrate compliance... 2. ...program of study must submit, using guidelines... 3. Institutions must inform the chancellor, according to... 4. ...this rule shall become effective upon adoption of... 5. ...and shall be applicable to all new graduate degree... 	3333.04	Yes, state law	Yes, state law and national standards would need to be modified for a majority of the regulatory restrictions

3333-1-08	Shall	1. (C)(2) 2. (B)(1) 3. (C)(5) 4. (C)(1) 5. (C)(2) 6. (C)(4) 7. (C)(4) 8. (C)(4)(a) 9. (C)(4)(a) 10. (C)(4)(b) 11. (C)(4)(c) 12. (C)(4)(d) 13. (C)(4)(e) 14. (C)(5) 15. (C)(6) 16. (C)(7) 17. (D)(1) 18. (D)(2) 19. (D)(3) 20. (D)(5) 21. (E) 22. (F)	1. This provision shall not prohibit the chancellor from... 2. All institutions...must demonstrate compliance with... 3. The institution must bear the costs of the examination... 4. Certificates of authorization shall certify that the... 5. This provision shall certify that the incorporated... 6. ...certificate of authorization shall be submitted to the... 7. The institution's programs shall be evaluated using... 8. ...bachelor of science shall be evaluated using the... 9. ...authorization shall ordinarily be granted for the full... 10...so forth shall be evaluated independently using the... 11. ...so forth shall be evaluated independently using the... 12. ...endorsements shall be evaluated independently... 13. ...course delivery shall be evaluated using the... 14. ...authorization shall be examined by representatives... 15. ...initial authorization shall be posted on the... 16. ...the chancellor shall be issued to the applicant institution...and the institution shall be entitled to indicate...the institution shall file a copy of the certificate.. 17. ...authorization shall be evaluated using the standards...and shall be subject to fees and expenses... 18. ...are offered shall submit change request materials... 19. ...endorsements shall be evaluated independently... 20. ...the institution shall file a copy of the amended... 21. ...state of Ohio shall undergo periodic reauthorization...applicants for reauthorization shall be evaluated using the...and shall be subject to fees and expenses... 22. Authorized institutions shall inform the chancellor...Institutions shall notify the chancellor...	1713.03	Yes, however, state law simply directs the chancellor to create rules and aligns with national accreditors	No, but national standards would need to be modified for a majority of the regulatory restrictions.
3333-1-09			<i>Rescinded (2010)</i>	<i>Rescinded (2010)</i>	<i>Rescinded (2010)</i>	<i>Rescinded (2010)</i>

3333-1-09.1	Shall	1. (E)(1) 2. (B)(3) 3. (C) 4. (E)(3) 5. (E)(4) 6. (E)(5) 7. (F)(1)(a) 8. (F)(1)(b) 9. (F)(2)(a) 10. (H)(2)(c)(ii) 11. (H)(2)(c)(ii) 12. (H)(2)(c)(iii) 13. (B)(1) 14. (B)(1) 15. (B)(3) 16. (D)(1) 17. (E)(1) 18. (E)(1) 19. (E)(1) 20. (E)(2) 21. (F)(2)(b) 22. (G)(1)(b) 23. (G)(4) 24. (G)(4) 25. (H)(1) 26. (H)(1) 27. (H)(2)(b)	1. ...a student's award amount shall not exceed the state... 2. ...the student must maintain a grade point average... 3. To be eligible for OCOG, a student must:... 4. ...such an arrangement must be documented and meet.. 5. ...must be based on the enrollment status of the... 6. ...and must be used to cover some part of the... 7. A student must first complete the free application... 8. ...applications must be recieved by the United States... 9. ...for the term must be reduced to the corresponding... 10. ...from the student must be on file in order for a... 11. Each institution must submit payment file before... 12. ...a refund check must be submitted to the Ohio... 13. Each eligbile participating institution shall determine... 14. ...OCOG program shall provide individual students... 15. ...basis shall be considered to be making appropriate... 16. No funds shall be used if the student is... 17. ...the chancellor shall post proposed award tables... 18. ...a student's award amount shall not exceed the... 19. ...less than full time shall be the following:... 20. The award amount shall apply only to instructional... 21. An institution shall submit other information... 22. ...the grant amount shall be reduced for that term... 23. ...enrollment shall be based on the number of credit... 24. ...and shall be computed in accordance with a... 25. ...institution shall agree to permit the Ohio... 26. The remittance shall be made payable to the... 27. The institution shall apply the grant awarded to the...	3333.04; 3333.122	Yes, both state and federal law	Yes, both state and federal law
-------------	-------	--	---	-------------------	---------------------------------	---------------------------------

3333-1-10	Shall	1. (B)(2) 2. (D)(3) 3. (F)(2) 4. (C)(6)(b) 5. (F)(4) 6. (B)(1) 7. (B)(3) 8. (B)(3) 9. (B)(5) 10. (B)(7) 11. (C) 12. (C)(3) 13. (C)(4)(b) 14. (C)(4)(b) 15. (E)(1) 16. (E)(2) 17. (E)(3) 18. (E)(4) 19. (E)(5) 20. (E)(6) 21. (E)(7) 22. (E)(8) 23. (F)(1) 24. (F)(4) 25. (F)(4) 26. (F)(5) 27. (F)(6)	1. ...this rule, shall not include grants, scholarships and... 2. ...a student shall not be granted residency status if... 3. ...from Ohio shall not, during a period of twelve... 4. ...such benefits must have served at least ninety days... 5. ...residency, must apply to the institution he or she... 6. "Resident" shall mean any person who maintains... 7. ...education" shall have the same meaning as... 8. ...and shall also include private medical and dental... 9. "Dependent" shall mean a student who was claimed... 10. "Community Service Position" shall mean a... 11. The following persons shall be classified as residents.. 12. ...and domicile shall include both of the following... 13. ...status shall be required to have established... 14. ...of this rule shall have the same meaning as used... 15. ...higher education shall be considered a resident... 16. ...her dependents shall be considered residents of... 17. ...her dependents shall be considered residents of... 18. ...her dependents shall be considered residents of... 19. ...her dependents shall be considered a resident for... 20. ...and dependents, shall be considered a resident(s)... 21. ...her dependents shall be considered residents of... 22. ...and dependents, shall be considered residents of... 23. ...of Ohio shall continue to be considered a resident... 24. ...such person shall be reclassified as a resident. 25. ...under this rule shall be made by the institution... 26. ...for these purposes shall have prospective... 27. ...surcharge shall provide individual students with a...	3333.31; 3333.04	Yes, both state and federal law	Yes, both state and federal law
-----------	-------	---	--	------------------	---------------------------------	---------------------------------

3333-1-11	Shall	<ul style="list-style-type: none"> 1. (E)(2) 2. (E)(2) 3. (G)(1) 4. (G)(5) 5. (C)(1) 6. (C)(1)(d) 7. (C)(2) 8. (C)(3)(d) 9. (C)(5) 10. (E)(2) 11. (E)(3) 12. (F) 13. (G)(7) 14. (G)(8) 15. (G)(8) 16. (D)(1) 17. (D)(1) 18. (D)(2) 19. (E) 20. (E) 21. (E)(1) 22. (E)(3) 23. (E)(3) 24. (F) 25. (G)(3) 26. (G)(3) 27. (G)(5) 	<ul style="list-style-type: none"> 1. Other grading systems may not be used. 2. ...scores from the two assessments may not be mixed.. 3. Total scholarship shall not be less than eight thousand... 4. ...is waived shall not be considered a term for which... 5. To be eligible to receive an...a student must... 6. ...the student must take the ACT assessment in the... 7. To renew the scholarship a student must:... 8. ...a "Certificate of Registration" must be enrolled in a... 9. ...the student must maintain a grade point average... 10. The applicant must take the ACT assessment in the... 11. Complete application data must be submitted to the... 12. The student must return the confirmation form to... 13. The student must make a request for a leave of... 14. ...the student must resume satisfactory academic... 15. ...the student must bring his or her academic record... 16. ...a regular basis shall be ranked with other students... 17. ...school students shall reflect performance in... 18. ...participating institution shall determine the... 19. Application for the scholarship shall be made through.. 20. Required application data shall be submitted to the... 21. ...applicant shall be provided directly by the... 22. Each high school shall submit application data on the... 23. These applications shall be ranked in scholarship... 24. ...one scholarship shall be awarded to a student... 25. Scholarship benefits shall be paid to the student's... 26. Confirmation of eligibility shall be made by means of... 27. ...payment is made shall be considered as a... 	3333.04; 3333.21; 3333.22; 3333.23; 3333.24; 3333.25	Yes, state law. Also requirements are a condition of funding not a restriction of activity.	Yes, state law
3333-1-12	Shall	<ul style="list-style-type: none"> 1. (B)(1) 2. (B)(2) 3. (B)(3) 4. (B)(4) 	<ul style="list-style-type: none"> 1. ...medical university shall have a department of family.. 2. Each department shall create and maintain a... 3. Each department shall create and maintain a clinical... 4. Each department shall have a qualified, experienced... 	3333.11 and 3333.04	Yes, state law	Yes, state law
3333-1-13	Shall	<ul style="list-style-type: none"> 1. (B)(1) 	<ul style="list-style-type: none"> 1. ..."institution" shall have the same definition as section... 	1713.03; 3333.048	No.	No.
3333-1-13.1	Must	<ul style="list-style-type: none"> 1. (B) 	<ul style="list-style-type: none"> 1. ...Revised Code must apply to the chancellor on forms... 	3333.171	Yes, state law	Yes, state law
3333-1-14	Shall	<ul style="list-style-type: none"> 1. (C)(1) 2. (C) 3. (C) 4. (C) 5. (C) 6. (C)(2) 7. (C)(4) 8. (C)(4) 9. (D) 10. (D) 	<ul style="list-style-type: none"> 1. ...which must be mailed by way of ordinary mail... 2. ...such notification shall be addressed to... 3. The request shall provide the name of the individual... 4. The board secretary shall maintain a list of all... 5. ...the board secretary shall notify all media... 6. ...the notice shall be complete if a message... 7.secretary shall notify all media representatives... 8.but shall be given as soon as possible... 9. The board secretary shall maintain a list of all persons.. 10. The board secretary shall, no later than seven days... 	121.22	No. However, the public meeting laws set forth the rules.	Yes, state law

3333-1-15	Shall	<p>1. (A)(5) 2. (D) 3. (D) 4. (E)(1) 5. (E)(2) 6. (E)(3) 7. (A)(2) 8. (B) 9. (B)(11) 10. (C) 11. (E) 12. (E) 13. (E) 14. (E) 15. (E)(2)</p>	<p>1. The fiscal agent may not be an officer or employee... 2. ...of this rule shall not include the advance, and... 3. ...for any period shall not be an amount which would... 4. ...the chancellor shall not be greater than the next... 5. ...such certification shall not prevent payment by the... 6. ...the college district must make a deposit with the... 7. ...charge payments shall be payable by a college... 8. ...credit enhancement program shall submit to the... 9. ...credit enhancement program shall be valid only... 10. ...credit enhancement program shall only be granted... 11. ...the college district shall identify a fiscal agent for... 12. ...the college district shall provide the chancellor and... 13. The chancellor shall then enter into a written... 14. This agreement shall include the following provisions:</p>	3333.59	<p>Not all restrictions are expressly or specifically required. However, to comply with state law, the rule is required. 1, 11, 13 are expressly required as written. Others are required in some form to implement as specified in law. Also requirements are a condition of participation not a restriction of activity.</p>	Yes, state law
3333-1-16	Shall	<p>1. (E) 2. (C)(1) 3. (C)(2) 4. (C)(3) 5. (C)(3) 6. (C)(3) 7. (C)(3) 8. (C)(4) 9. (C)(5) 10. (C)(6) 11. (D) 12. (E) 13. (E) 14. (F)(1) 15. (F)(3) 16. (F)(3) 17. (F)(4)</p>	<p>1. ...as defined in the request for proposals shall not be... 2. Partnerships shall consist of one community college... 3. ...community college shall pursue one targeted... 4. The chancellor shall develop an application and... 5. ...community college shall be responsible for... 6. The application shall include a proposed budget for... 7. ...under the program shall earn college credit for that... 8. ...in this program shall do so under the college credit... 9. ...by the program shall be developed by and agreed... 10. ...of the partnership shall provide full-or part-time... 11. The chancellor shall issue a request for proposal that.. 12. The chancellor shall review each application... 13. The chancellor shall notify each applicant of the... 14. ...by the chancellor shall enter into an agreement... 15. Award recipients shall agree to maintain financial... 16. Such records shall be subject to inspection and... 17. ...chancellor to require such repayment shall be final.</p>	3333.04; Section 733.13 of HB 64 of 131 General Assembly	<p>yes, general rulemaking authority and requirements set forth in section 733.13 of HB 64 of the 131st General Assembly. Also requirements are a condition of funding not a restriction of activity.</p>	yes, amendment to Section 733.13 of HB 64 of the 131st General assembly required
3333-1-17			Rescinded (2010)	Rescinded (2010)	Rescinded (2010)	Rescinded (2010)
3333-1-18			Rescinded (2010)	Rescinded (2010)	Rescinded (2010)	Rescinded (2010)

3333-1-19	Shall	<p>1. C 2-8 D1 9/10 D2 11/12. D3 13/14 E1 15 E2 16. E3</p>	<p>The selective service registration rule. 1. To qualify for benefits... any male Ohio resident attending an institution of higher education must be registered with or qualify for the exemptions to registration of the selective service system in accordance with the Military Selective Service Act, 62 Stat. 604, U.S.C.A.P.P. 453, as amended. 2-4. Each institution of higher education shall prepare a "Statement of Selective Service Status" form and shall require each male student who is an Ohio resident to complete the form. 5. The form shall include a statement to be signed by the student confirming that he has registered with the selective service system in accordance with the Military Selective Service Act, 62 Stat. 604, U.S.C.A.P.P. 453, as amended. 6. A place shall be provided for the student to record his selective service registration number. 7/8. The form shall also include a section to be completed by those male students not required to register with the selective service for one of the following reasons... 9. The institution will be required to implement paragraph (D)(1) of this rule for those students that do not have a registration number on file with the selective service system. 10/11. Students who are exempt from selective service registration because they are under eighteen years of age shall be required to complete a new "Statement of Selective Service Status" form in each term of enrollment until such time that registration is certified. 12. (1) ...all institutions of higher education submitting to the chancellor of higher education payment requests for male students otherwise eligible... shall certify that all such students have met the selective service registration requirement in accordance with the Military Selective Service Act, 62 Stat. 604, 50 U.S.C.A.P.P. 453, as amended. 13. No payment shall be requested by the institution for any male student who has failed to meet the selective service registration requirements and does not qualify for exemption of the registration requirement. 14. As an option of paragraph (D)(1) of this rule, an institution may verify selective service registration of male students who are Ohio residents and required to be registered... 15. ...male students who are Ohio residents attending a public-assisted institution of higher education shall be charged the tuition surcharge assessed students who are not residents of the state if such male students have failed to meet the selective service registration requirements.</p>	3345.32; 3315.33; 3333.12; 3333.122; 3333.21; 3333.22; 3333.26; 3333.391; 5910.032; 5919.34	Yes, both state and federal law	Yes, both state and federal law
3333-1-20	Shall	<p>1. (B) 2. (C) 3. (C) 4. (D) 5. (D) 6. (D) 7. (D)</p>	<p>1. ...the chancellor...shall ensure that the Ohio aerospace... 2. ...the chancellor shall release those funds only after the institute... 3. The Ohio aerospace institute shall also provide to the... 4. ...the chancellor shall enter into an agreement with... 5. ...funded by the state shall be used for the purposes... 6. The agreement shall meet the requirements of 3333-1-03... 7. ...rule 3333-1-03 of the...shall be met prior to the release of capital appropriations.</p>	3333.042	No, but state law directs the chancellor to establish procedures and forms, standards for reviewing applications, procedures for distributing grants, procedures for monitoring the use of grants...etc. So the regulations, while not specifically or expressly required, are necessary effectuate the law.	Yes, state law

3333-1-21	Shall	1. (D) 2. (E) 3. (E) 4. (E) 5. (F)(2)(e) 6. (F)(2)(e) 7. (F)(3) 8. (F)(3)(a) 9. (F)(3)(a) 10. (F)(3)(a) 11. (F)(3)(a) 12. (F)(3)(a) 13. (F)(3)(a) 14. (F)(3)(a) 15. (F)(3)(b) 16. (F)(3)(b) 17. (F)(3)(c) 18. (F)(4)(a) 19. (F)(4)(a) 20. (F)(4)(b) 21. (F)(4)(b) 22. (F)(4)(c) 23. (F)(4)(d) 24. (F)(4)(e) 25. (F)(5) 26. (F)(6)(a) 27. (F)(6)(b) 28. (F)(6)(b) 29. (F)(6)(c)	1. These schools shall be encouraged, through... 2. The college or university shall appoint an officer... 3. ...from this officer or from a designee shall be considered. 4. The Ohio department of higher education shall maintain... 5. Action funds shall be used only for capital expenditures... 6. Action funds shall match only cash-cost sharing. 7. The request for an action fund commitment shall require... 8. ...designee shall clarify funding levels, use of funds... 9. ...email address shall be listed to enable the chancellor's... 10. The institution shall propose a time limit for the pledged... 11. ...the proposal narrative shall be provided in the electronic... 12. The narrative shall include sufficient information for... 13. A copy of the full proposal shall be available if requested... 14. A copy of the proposal's budget shall be included. 15. ...submission request shall identify the contributions of the... 16. The budget shall identify the major areas of expenditure. 17. ...submission request shall identify the project's impact... 18. ...peer-reviewed grants shall be received by the Ohio department... 19. ...the institution shall be received at least five weeks before... 20. ...a portion of a required match shall be reviewed by the... 21. The staff shall forward a recommendation to the chancellor. 22. ...the peer review procedures shall be available for... 23. ...a peer review shall be reviewed following the procedures... 24. ...these procedures shall be forwarded to the President... 25. The funds shall be distributed in one or more competitive... 26. ...campus buildings which shall be used principally for research... 27. Minimum investment fund participation shall be two hundred... 28. ...the maximum shall be three million dollars.	3333.04	No, general rulemaking authority. Also requirements are a condition of funding not a restriction of activity.	No, general rulemaking authority
-----------	-------	--	--	---------	---	----------------------------------

3333-1-22	Shall	1. (B)(1) 2. (B)(2) 3. (B)(3) 4. (B)(4) 5. (B)(4) 6. (B)(4) 7. (B)(5) 8. (B)(6) 9. (B)(7) 10. (B)(7) 11. (B)(8) 12. (B)(9) 13. (B)(10) 14. (B)(11) 15. (D)(1) 16. (D)(1) 17. (D)(2) 18. (D)(5) 19. (E)(1) 20. (E)(1) 21. (E)(1)(a) 22. (E)(1)(b) 23. (E)(1)(c) 24. (E)(2) 25. (E)(3) 26. (E)(5) 27. (E)(5) 28. (E)(5) 29. (E)(5)	1. A "loan" shall mean the total principal amount... 2. An "approved nurse education program" shall mean a prelicensure... 3. An "institution" shall mean a hospital school of nursing... 4. An "Ohio resident" shall mean any person who... 5. ...for these purposes shall be provided by the institution in... 6. Institutions shall provide students with a fair and adequate... 7. "Half-time enrollment" shall mean an academic course... 8. "Educational expenses" shall mean charges assessed... 9. "Expected family contribution" shall mean the measure of... 10. ...purposes shall be calculated by means of a federally... 11. The "direct clinical practice of nursing" shall mean... 12. No interest shall accrue during any deferment... 13. "Total service obligation" shall mean a period... 14. The "designated agency" shall mean a public agency... 15. Application forms shall be developed and distributed... 16. Completed application forms shall be submitted... 17. The chancellor shall establish and disseminate... 18. Each applicant shall be required to report an... 19. Each year the chancellor shall determine the number... 20. ...available loans shall be apportioned by professional... 21. Fifty per cent of available loan funds shall be awarded... 22. ...funds shall be awarded to students enrolled in prelicensure... 23. ...funds shall be awarded to students enrolled in nurse... 24. ...available loans shall be apportioned in accordance with... 25. ...remaining loan funds shall be awarded without regard... 26. The maximum annual loan amount for each student shall be... 27. ...and shall not exceed three thousand dollars for those... 28. ...and shall not be less than five thousand dollars...	3333.28	Yes, state law requires the Chancellor to adopt rules to administer the program and requires the inclusion of specific criteria. Also requirements are a condition of funding not a restriction of activity.	Yes, state law
3333-1-23	Shall	1. (B)(1) 2. (B)(2) 3. (B)(3) 4. (C)(1) 5. (C)(1) 6. (C)(1)	1. "Service districts" shall be defined as the statutory... 2. ...used in this rule shall mean the nine education... 3. ...used in this rule shall mean technical college, community... 4. ...the new service district is proposed shall prepare a... 5. The self study shall address the higher education... 6. The self study shall clearly document the existence...	3333.04; 3354.02; 3357.02; 3358.02	Yes, state law	Yes, state law

3333-1-24	Shall	<ul style="list-style-type: none"> 1. (F)(7) 2. (G)(2) 3. (D)(2)(a) 4. (D)(2)(b) 5. (D)(3)(b) 6. (F)(1) 7. (F)(2) 8. (F)(7) 9. (F)(7) 10. (D)(1)(a) 11. (D)(1)(a) 12. (D)(1)(c) 13. (D)(1)(c) 14. (D)(1)(c)(iii) 15. (D)(1)(c)(iv) 16. (D)(1)(c)(vi) 17. (D)(2)(b) 18. (E)(1) 19. (E)(1)(b) 20. (E)(2) 21. (E)(3) 22. (E)(4) 23. (E)(4) 24. (E)(5) 25. (E)(6) 26. 27. 	<ul style="list-style-type: none"> 1. ...such approval shall not imply that any additional state... 2. The fee shall not exceed 1.5 per cent of actual construction... 3. ...comply with the requirements of this rule during the capital... 4. ...failed to comply with the requirements of this rule... 5. ...designee, subject to the requirements of this rule. 6. Expenditures must be capital improvements. 7. The project scope must meet the intent and purpose... 8. Project design must be such that the project can and... 9. ...the institution must either supplement funding from... 10. If both do not concur, the institution shall be notified... 11. ...local administration shall be granted for the life of... 12. ...the institution shall submit the following for the review... 13. ...the institution shall be notified of the reason. 14. The institution shall submit a list of locally administered... 15. The list shall include the name of each project... 16. ...the institution shall notify the chancellor of higher... 17. ...then project administration shall be assigned to the... 18. An institution shall use the contract documents... 19. The Ohio facilities construction commission shall be notified... 20. An institution shall comply with applicable state... 21. An institution shall advertise for the selection... 22. An institution shall comply with sections 153.06... 23. The institution shall also list bids on the Ohio... 24. An institution shall comply with the statutory... 25. An institution shall use the alternative dispute... 26. 27. 	3345.50	Yes, state law	Yes, state law
3333-1-25			<i>Rescinded (2010)</i>	<i>Rescinded (2010)</i>	<i>Rescinded (2010)</i>	<i>Rescinded (2010)</i>
3333-1-26			<i>Rescinded (2010)</i>	<i>Rescinded (2010)</i>	<i>Rescinded (2010)</i>	<i>Rescinded (2010)</i>
3333-1-27			Membership and participation in OhioLink.	3333.04	No, general rulemaking authority	No, general rulemaking authority

3333-1-28	Shall	<ul style="list-style-type: none"> 1. (D)(7) 2. (E) 3. (C)(8) 4. (D)(1) 5. (D)(2) 6. (D)(7) 7. (D)(7) 8. (D)(8) 9. (A) 10. (C) 11. (C)(3) 12. (C)(3) 13. (C)(4) 14. (C)(4)(b) 15. (C)(5) 16. (C)(6) 17. (C)(7) 18. (C)(8) 19. (C)(9) 	<ul style="list-style-type: none"> 1. ...such approval shall not imply that any additional state... 2. The fee shall not exceed 1.5 per cent of actual construction costs. 3. An institution shall comply with the statutory requirements for... 4. Expenditures must be for capital improvements. 5. The project scope must meet the intent... 6. Project design must be such that the project... 7. ...the institution must either supplement funding from... 8. Design must comply with applicable building and safety... 9. This rule shall only apply to capital projects exceeding... 10. ...Revised Code, shall comply with the following criteria... 11. ...the staff replacement shall attend the certification... 12. Institution staffing shall include the following: 13. An institution shall use the contract documents developed... 14. ...administrative services shall be notified in advance... 15. An institution shall comply with all applicable state... 16. An institution shall advertise for the selection... 17. An institution shall comply with sections 153.06... 18. An institution shall comply with the statutory... 19. ...the board's designee shall notify the chancellor in... 	123.24; 3333.04; 3345.51; 4115.51	Yes, state law	Yes, state law
3333-1-29	Shall	<ul style="list-style-type: none"> 1. (A) 2. (C)(1) 3. (C)(2) 4. (C)(2) 5. (C)(3) 6. (C)(4) 7. (C)(5) 	<ul style="list-style-type: none"> 1. This rule shall only apply to capital projects which are... 2. Each institution shall engage an auditor to perform a... 3. A minimum of ten per cent of all capital projects...shall be audited. 4. The auditor shall determine which projects to audit... 5. The institution shall provide to the auditor all project... 6. The audit shall evaluate whether the institution... 7. ...the final report shall be supplied to the chancellor... 	123.24; 3333.04; 3345.51	Yes, state law provides that the chancellor shall audit and require documentation to ensure compliance	Yes, state law
3333-1-30	Shall	<ul style="list-style-type: none"> 1. (A) 2. (C) 3. (C)(1) 4. (C)(1)(e) 5. (F) 	<ul style="list-style-type: none"> 1. This rule shall only apply to capital projects exceeding four million dollars... 2. As part of the biennial process for monitoring...the institution shall submit the following for review... 3. Within sixty days after the effective date of...the institution shall submit the following: 4. The institution shall submit a list of locally administered... 5. After an institution has had its certification revoked...the institution shall do the following: 	123.24; 3333.04; 3345.51	General rulemaking authority. However, ORC dictates that the chancellor shall adopt rules to effectuate the mandates of the code.	Yes, state law
3333-1-31			<i>Rescinded (2014)</i>	<i>Rescinded (2014)</i>	<i>Rescinded (2014)</i>	<i>Rescinded (2014)</i>
3333-1-32			Definitions.	1347.15	Yes, state law	Yes, state law

3333-1-32.1	Shall	<ul style="list-style-type: none"> 1. The Rule itself 2. (A) 3. (A) 4. (A) 5. (B) 6. (C)(1) 7. (C)(1) 8. (C)(1) 9. (C)(2) 10. (D) 11. (D) 12. (E) 13. (E) 	<ul style="list-style-type: none"> 1. For personal information systems...that contain confidential personal information, the agency shall do the following: 2. ...access to confidential personal information shall be... 3. The agency shall establish procedures for determining.. 4. ...access to confidential personal information shall be... 5. ...the agency shall do all of the following:... 6. ...agency shall notify the person whose information... 7. However, the agency shall delay notification for a... 8. ...the agency shall disclose the access to confidential.. 9. Notification provided by the agency shall inform the... 10. The agency shall designate an employee of the... 11. The data privacy point of contact shall work with... 12. The agency shall designate an employee of the... 13. ...point of contact who shall timely complete the privacy impact assessment... 	1347.15	Yes, state law and internal management uses.	Yes, state law
3333-1-32.2			Valid reasons for accessing confidential personal information.	1347.15	Yes, state law	Yes, state law
3333-1-32.3			Confidentiality statutes.	1347.15	Yes, state law	Yes, state law
3333-1-32.4	Shall	<ul style="list-style-type: none"> 1. The Rule itself 2. (A) 3. (B) 4. (C) 5. (C) 6. (D)(1) 7. (E) 8. (E)(1) 9.(E)(2) 	<ul style="list-style-type: none"> 1. For personal information systems that are computer systems...the agency shall do the following: 2. ...kept electronically shall require a password or other... 3. ...the agency shall include a mechanism for recording... 4. ...the agency shall make a determination whether the... 5. Any upgrades to a computer system shall include... 6. The agency shall require employees of the agency... 7. The agency shall issue a policy that specified the... 8. Who shall maintain the log. 9. What information shall be captured in the log. 	1347.15	Yes, state law and internal management uses	Yes, state law
3333-1-35	Shall	<ul style="list-style-type: none"> 1. (E) 2. (D)(1) 3. (D)(1) 4. (D)(2) 5. (D)(2) 6. (D)(3) 7. (E) 8. (E) 9. (F)(1) 10. (F)(3) 11. (F)(3) 12. (F)(3) 13. (F)(4) 	<ul style="list-style-type: none"> 1. ...in the request for proposals shall not be reviewed. 2. The chancellor shall prescribe a process for making... 3. The process shall include the periodic issuance of a... 4. ...used in the proposal process shall be prescribed by... 5. The requests for proposals process shall be published.. 6. ...development revolving loan program shall include: 7. The chancellor shall review each proposal submitted... 8. The chancellor shall notify each applicant of the... 9. ...program award by the chancellor shall enter into an... 10. Award recipients shall agree to maintain financial... 11. Such records shall be subject to inspection and review... 12. A decision of the chancellor to require such repayment shall be final. 13. Award recipients shall agree to participate in any... 	3333.04; 6301.14	No, general rulemaking authority, but many shall be internal management rather than regulations. Also requirements are a condition of funding not a restriction of activity.	No.

3333-1-40	Shall	<ol style="list-style-type: none"> 1. (D)(1)(b) 2. (D)(1)(b)(i) 3. (D)(1)(b)(ii) 4. (D)(1) 5. (D)(2) 6. (E)(1) 7. (E)(2) 8. (F) 9. (F)(1)(a) 10. (F)(1)(a) 11. (F)(1)(a) 12. (F)(1)(a) 13. (F)(2) 14. (H) 15. (I) 16. (I)(1) 17. (J) 18. (J) 19. (J) 20. (J) 21. (J) 	<ol style="list-style-type: none"> 1. The entity must meet one of the following requirements. 2. The entity must have provided investment options... 3. The entity must offer the same or similiar investment... 4. Each entity applying for designation shall provide... 5. Each entity applying for designation shall provide... 6. The chancellor...shall review the submissions: 7. The chancellor...shall also consider as part of the... 8. ...the chancellor shall do all of the following... 9. The notice shall inform the public institution of higher... 10. ...of the comment period, which shall be at least... 11. ...thirty days, and shall provide the address to which... 12. ...public institution of higher education shall submit... 13. ...the chancellor shall do all of the following... 14. ...this rule shall be mailed to the most recent address... 15. Any entity that held a designation...shall submit an application... 16. The chancellor shall follow the process in paragraph... 17. The chancellor shall conduct periodic reviews... 18. Such reviews shall occur not less frequently than... 19. ...the chancellor shall send a notice of the review... 20. ...the vendor shall within three months of that notice... 21. ...the chancellor shall rescind the vendor's designation... 	3305.03; 3305.031; 3305.032	Yes, state law	Yes, state law
3333-1-61	Shall	<ol style="list-style-type: none"> 1. (E)(1)(c) 2. (F)(1) 3. (K)(1)(b) 4. (D) 5. (D) 6. (D) 7. (D) 8. (D) 9. (E)(1)(e) 10. (E)(2)(c) 11. (E)(2)(c) 12. (E)(3)(a) 13. (E)(3)(b) 14. (F)(1) 15. (G) 16. (G) 17. (H)(1) 18. (H)(3) 19. (I)(1) 20. (K)(1)(a) 21. (K)(1)(b) 	<ol style="list-style-type: none"> 1. ...fails to comply administratively shall not be reviewed... 2. ...in the request for proposals shall not be reviewed. 3. ...participating institutions must make regular cost-sharing... 4. The chancellor of higher education shall prescribe... 5. The process shall include the periodic issuance of a... 6. The forms used in the proposal process shall be... 7. The requests for proposal process shall be published... 8. ...choose Ohio first scholarship program shall include: 9. ...reviewed and evaluated shall receive written notice... 10. The chancellor shall take into account the review... 11. ...and shall make the final funding decisions. 12. If the chancellor does not convene...shall review and.. 13. The chancellor shall exercise independent judgment... 14. The review of proposals shall include, but not be... 15. ...for consideration shall be summarized by the... 16. ...for consideration shall have the opportunity to... 17. ...the chancellor shall determine which proposals... 18. ...state controlling board shall attend the conrolling... 19. ...by the controlling board shall enter into an... 20. ...and internships shall count toward the statewide... 21. ...preparation of a proposal shall be borne by the... 	3333.61; 3333.62; 3333.63; 3333.64; 3333.65; 3333.66; 3333.67; 3333.68 3333.69	Yes, state law, but many uses are internal management uses rather than regulatory restrictions. Also requirements are a condition of funding not a restriction of activity.	Yes, state law
3333-1-61.1			<i>Rescinded (2018)</i>	<i>Rescinded (2018)</i>	<i>Rescinded (2018)</i>	<i>Rescinded (2018)</i>
3333-1-61.2			<i>Rescinded (2018)</i>	<i>Rescinded (2018)</i>	<i>Rescinded (2018)</i>	<i>Rescinded (2018)</i>
3333-1-61.3			<i>Rescinded (2018)</i>	<i>Rescinded (2018)</i>	<i>Rescinded (2018)</i>	<i>Rescinded (2018)</i>
3333-1-61.4			<i>Rescinded (2018)</i>	<i>Rescinded (2018)</i>	<i>Rescinded (2018)</i>	<i>Rescinded (2018)</i>

3333-1-61.5			Rescinded (2018)	Rescinded (2018)	Rescinded (2018)	Rescinded (2018)
3333-1-62	Must	<ul style="list-style-type: none"> 1. (C)(3)(a)(v) 2. (C)(1)(a) 3. (C)(1)(a) 4. (C)(1)(b) 5. (C)(1)(b) 6. (C)(2) 7. (C)(3)(a) 8. (C)(3)(c) 9. (C)(4)(a) 10. (C)(4)(c) 11. (D) 12. (D) 13. (C)(3)(a) 14. (C)(4)(a) 	<ul style="list-style-type: none"> 1. The summary may not exceed five pages. 2.subject policies and procedures must be compliant... 3. ...policies and procedures must be compliant with US... 4. ...policies and procedures must be compliant with the... 5. ...policies and procedures must be compliant with US... 6. ...a proposal must be seeking to support a single... 7. ...applicant institution must first submit a letter of... 8. The identification number must appear later on the... 9. ...applicant must first submit a statement of intent... 10. The letter must affirm that the lead applicant and... 11. Each proposal must define the specific technology... 12. Eligible institutions must submit separate proposals... 13. The letter of interest shall include the following... 14. The statement of intent shall:... 	3333.61; 3333.62	No, a mix of state law required elements and general rule making authority. Also requirements are a condition of funding not a restriction of activity.	Yes in some instances, both state and federal law
3333-1-62.1	Must	<ul style="list-style-type: none"> 1. (A)(2) 2. (C)(5) 3. (A) 4. (A)(2) 5. (A)(4) 6. (A)(5) 7. (A)(6) 8. (A)(7) 9. (A)(9) 10. (A)(11) 11. (A)(11) 12. (B)(1) 13. (B)(2) 14. (B)(2) 15. (B)(3) 16. (B)(3) 17. (C) 18. (C)(1) 19. (C)(2) 20. (C)(4) 21. (C)(5) 22. (C)(9) 23. (C)(9) 24. (C)(9) 	<ul style="list-style-type: none"> 1. Proposals may not be submitted by fax or email. 2. This section may not contain any trade secret information; 3. Proposals must be submitted in the following manner: 4. Proposals must be recieved at the location specified... 5. margins must not be less than three-fourths of an inch... 6. Font must be ten point or larger with no more than six... 7. All pages must be numbered consecutively using the... 8. ...statement of intent number must appear at the... 9. The first page of the proposal must be the provided... 10. Proposals must be stapled once in the upper left... 11. ...hand corner and must not be bound. 12. A lead applicant with a proposal...must: 13. A commitment letter must be provided for each... 14. The letters must: 15. Such letters must come from industrial or business... 16. These letters of support must describe the anticipated... 17. Proposals must be completed in the following manner... 18. The first page of the proposal must be the completed... 19. ...information page must list each page in the proposal... 20. Collaborator letter of commitment must appear in... 21. ...press releases and must be understandable to the... 22. ...proposal submissions must be identified in the... 23. Cost share must be documented on the budget... 24. ...from specified sources must be identified... 	3333.61; 3333.62	No, general rulemaking authority. Also requirements are a condition of funding not a restriction of activity.	No, general rulemaking authority
3333-1-62.2	Must	<ul style="list-style-type: none"> 1. (A) 2. (A) 	<ul style="list-style-type: none"> 1. All proposals must reflect the primary objectives of... 2. The resources of a cluster must be aligned to pursue... 	3333.61	No, general rulemaking authority	No, general rulemaking authority

3333-1-62.3	Shall	<ol style="list-style-type: none"> 1. (E)(1) 2. (B)(3) 3. (B)(3) 4. (D) 5. (D) 6. (E) 	<ol style="list-style-type: none"> 1. ...controlling board for the final agreement is required. 2. The final decision shall take into account the evaluations... 3. ...chancellor or chancellor's designee shall exercise... 4. ...for consideration shall be summarized by the... 5. ...for consideration shall have the opportunity to review... 6. ...chancellor or chancellor's designee shall determine... 	3333.61; 3333.62; 3333.63	Yes, state law, but many uses are internal management uses rather than regulatory restrictions.	Yes, state law
3333-1-62.4	Shall	<ol style="list-style-type: none"> 1. (B)(1)(b) 2. (B)(4)(a) 3. (B)(5) 4. (B)(4)(b) 5. (B)(4)(c) 6. (B)(1) 7. (B)(4) 	<ol style="list-style-type: none"> 1. ...the grantee will be required to submit annual reports... 2. The grantee is required to comply with all applicable... 3. Grantees will be required to submit required quarterly... 4. The grantee must affirmatively covenant that it does... 5. The grantee must accept full responsibility for payments... 6. ...controlling board shall enter into an agreement. 7. All agreements shall comply with the following... 	3333.61; 3333.62; 3333.65; 3333.68; 3333.69	Yes, state law, but a few general rule-making are requirements that are a condition of funding not a restriction of activity.	Yes, state law
3333-1-62.5	Shall	<ol style="list-style-type: none"> 1. (C)(1) 2. (B)(2) 3. (C)(1) 4. (C)(1) 5. (C)(2)(a) 6. (C)(2)(b) 7. (C)(2)(c) 8. (C)(2)(d) 9. (C)(2)(f) 10. (C)(2)(f) 11. (C)(2)(f) 12. (C)(2)(f) 	<ol style="list-style-type: none"> 1. ...regardless of the award amount and may not, at any... 2. ...operating funds must be directly ties endowed... 3. ...cost share commitment must be at least a dollar... 4. The one to one cost share must be fulfilled within... 5. The cost share must include a commitment to provide... 6. Cost share must be for allowable costs that are... 7. Cost share must be directly in support of the program... 8. Cost share must be necessary and reasonable to the... 9. The expense of the cost share must take place during... 10. The cash cost share must be charged to resources... 11. ...in-kind cost share must have as its fair rental value... 12. This charge or fee must have otherwise been assessed... 	3333.61; 3333.64; 3333.67	Yes, state law with a mix of requirements that are a condition of funding not a restriction of activity.	Yes, state law

3333-1-63	Shall	<ul style="list-style-type: none"> 1. (E) 2. (D)(3)(c) 3. (F) 4. (G)(2) 5. (D)(1) 6. (D)(1) 7. (D)(1) 8. (D)(2) 9. (D)(2) 10. (D)(3) 11. (E) 12. (E) 13. (E) 14. (E) 15. (E) 16. (E) 17. (F) 18. (F) 19. (F) 20. (G)(1) 21. (G)(2) 22. (G)(3) 23. (G)(3) 24. (G)(3) 25. (G)(4) 	<ul style="list-style-type: none"> 1. ...in the request for proposals shall not be reviewed. 2. ...of the Revised Code requires a pledge of private... 3. ...pledge of private funds required pursuant to section... 4. ...controlling board shall be required to provide the... 5. The chancellor shall prescribe a competitive process... 6. The process shall include the periodic issuance of a... 7. ...the chancellor shall seek the advice of the advisory... 8. ...used in the proposal process shall be prescribed by... 9. The requests for proposals process shall be published... 10. ...the Ohio co-op/internship program shall include... 11. The chancellor shall review each proposal submitted... 12. ...in the request for proposals shall not be reviewed. 13. The review of proposals shall include, but not be... 14. The chancellor shall seek the advice of the advisory... 15. The chancellor shall also seek the advice of the... 16. The chancellor shall notify each lead, or co-lead... 17. ...in any proposal shall be reviewed by the chancellor... 18. ...do not exist, the waiver request shall be denied. 19. ...the requirement and shall provide to the controlling... 20. ...by the controlling board shall enter into a grant... 21. ...by the controlling board shall be required to provide... 22. Award recipients shall agree to maintain financial... 23. Such records shall be subject to inspection and review... 24. ...chancellor to require such repayment shall be final. 25. Award recipients shall agree to participate in any... 	3333.72; 3333.73; 3333.74 3333.75	Yes, state law, but many uses are internal management uses rather than regulatory restrictions. Also requirements are a condition of funding not a restriction of activity.	Yes, state law
3333-1-65			Definitions.	3365.02; 3365.04; 3365.05	No, general rulemaking authority	Yes, state law
3333-1-65.1	Shall	<ul style="list-style-type: none"> 1. (A)(1)(d) 2. (A)(1)(b)(ii)(b) 3. (B)(1) 4. (A)(1)(a) 5. (A)(1)(b) 6. (A)(1)(e) 7. (A)(1)(g) 8. (A)(1)(g)(iv) 9. (B)(1) 10. (B)(2) 11.(B)(2) 	<ul style="list-style-type: none"> 1. Nonpublic secondary schools must include an explanation... 2. "Students must submit a written notice of their intent... 3. The posting must include the following... 4. Each secondary school shall issue a notice, prior... 5. The notice shall include the following information... 6. ...higher education, shall be made part of all communications... 7. ...of this rulle [sic], shall also include notice to the... 8. ...the program, it shall comply with the annual notice... 9. ...student participation in the program shall be posted... 10. A partnering college shall coordinate with each... 11. The institute of higher education shall provide staff... 	3365.02; 3365.04; 3365.05	Yes, state law	Yes, state law

3333-1-65.2	Shall	<ol style="list-style-type: none"> 1. (A)(2) 2. (B)(7) 3. (B)(7) 4. (A)(1) 5. (B)(2) 6. (B)(8) 7. (B)(1) 8. (B)(3) 9. (B)(4) 10. (B)(4) 11. (B)(4) 12. (B)(4) 13. (B)(4) 14. (B)(4) 15. (B)(4)(a) 16. (B)(4)(b) 17. (B)(5) 18. (B)(6) 19. (B)(6)(a) 20. (B)(6)(b) 21. (B)(7) 	<ol style="list-style-type: none"> 1. Nonpublic secondary schools may not deny eligible... 2. ...3365.04 of the Revised Code shall not disadvantage... 3. Established policies shall not provide higher value... 4. Public secondary schools must offer eligible students... 5. ...college credit plus program, must be assessed... 6. All secondary schools must develop a process... 7. ...secondary school shall consist of students who all... 8. ...college credit plus class shall, along with the... 9. Each secondary school shall verify, upon receipt... 10. ...the secondary school shall promptly notify... 11. The notice shall be based upon a review of all... 12. ...the secondary school shall notify the student that if... 13. ...then the whole course shall be considered to... 14. ...in one academic year, an academic year shall begin... 15. The resulting number shall be the total number of... 16. ...a school shall notify the student of the total number... 17. A secondary school shall ensure that enrollment in a... 18. Secondary schools shall use the following conversion... 19. ...credit hours shall count as one full high school unit... 20. ...less than three semester hours shall count as the... 21. A higher value shall also not be granted to honors... 	3365.02; 3365.03; 3365.031; 3365.033	Yes, state law	Yes, state law
3333-1-65.3	Shall	<ol style="list-style-type: none"> 1. (D)(1) 2. (D)(3) 3. (B) 4. (B)(2) 5. (D)(1) 6. (D)(2) 7. (D)(2)(a) 8. (D)(2)(a) 9. (D)(2)(b) 10. (E)(1) 11. (E)(1)(a) 12. (E)(2) 13. (E)(2)(a)(ii) 14. (E)(2)(a)(ii) 15. (E)(2)(b) 	<ol style="list-style-type: none"> 1. ...plus program, which shall not do any of the following: 2. ...enrolled into a course, that student shall not be... 3. ...to that chapter, shall apply to all participating... 4. The chancellor shall make available a current list of... 5. A participating institution...shall apply its established... 6. ...higher education shall evaluate each student who is... 7. Institutions shall use evaluation results as part of their... 8. Institutions shall also review as part of their admissions... 9. Classroom placement decisions shall be governed by... 10. ...college credit plus program shall issue the following: 11. ...pre-term notice of admission shall be sent upon... 12. ...higher education shall provide the following academic... 13. ...credit plus program, which shall occur prior to the... 14. The mandatory meeting, shall include, but not be... 15. ...credit plus program shall provide to each school... 	3365.02; 3365.04; 3365.05	Yes, state law	Yes, state law
3333-1-65.4	Shall	<ol style="list-style-type: none"> 1. (B)(4) 2. (A)(4)(d) 3. (A)(3) 4. (A)(4)(d) 5. (B)(3) 6. (B)(5) 7. (A)(2) 8. (B)(2) 9. (B)(4) 	<ol style="list-style-type: none"> 1. ...institutions policies, except that...of this rule may not be delegated... 2. If multiple sections of the same course...then only one observation is required. 3. ...then there must be a manner in place to track... 4. ...then each instructor must be observed in accordance... 5. ...the course must be accessible to students and... 6. ...course offered on-line must be included in the college's... 7. ...secondary school shall follow the same course... 8. ...credit plus program, shall do the following activities... 9. ...to provide facilitation shall interact regularly with... 	3365.02; 3365.05	No, general rulemaking authority	Yes, state law and national standards would need to be modified for a the regulatory restrictions related faculty qualifications and oversight of courses offered.

3333-1-65.5	Shall	<ol style="list-style-type: none"> 1. (A) 2. (A)(1) 3. (A)(2) 4. (A)(3) 5. (B)(1) 6. (B)(2) 	<ol style="list-style-type: none"> 1. ...plus program shall submit the required data to the... 2. The chancellor shall post the guidelines and any other... 3. The superintendent shall post the guidelines and any... 4. ...chancellor or superintendent...shall do the following: 5. Institutions of higher education shall comply with... 6. Secondary schools shall comply with ordinary... 	3365.02; 3365.15	Yes, state law	Yes, state law
3333-1-65.6	Shall	<ol style="list-style-type: none"> 1. (B)(1)(c) 2. (B)(2)(c) 3. (A)(2) 4. (B)(1)(c) 5. (B)(1)(g) 6. (B)(1)(h) 7. (B)(1)(h) 8. (C) 9. (A)(1) 10. (A)(3) 11. (B)(2) 12. (B)(2)(a) 13. (B)(2)(b) 14. (C)(2)(f) 15. (C)(2)(f) 16. (C)(3) 	<ol style="list-style-type: none"> 1. ...of the Revised Code shall not be amended beyond... 2. ...eligibility options shall not be considered in determining... 3. ...postsecondary institution must waive all fees related... 4. ...funding structure agreement must not exceed one... 5. ...the attached letter must indicate the institution's... 6. ...charged to students must include all costs associated... 7. ...fees and must not exceed student cost caps pursuant... 8. Such agreement must meet the following requirements: 9. ...the department of education shall pay an institution... 10. ...the department shall pay an institution of higher... 11. ...economically disadvantaged shall be charged... 12. A student shall be considered economically... 13. ...in this rule, shall be considered economically... 14. ...by this paragraph shall be authorized by the... 15. The chancellor shall post the application form... 16. ...the default floor shall in no way be construed... 	3365.07; 3365.071	Yes, state law	Yes, state law
3333-1-65.7	Shall	<ol style="list-style-type: none"> 1. (F) 2. (A) 3. (B) 4. (C) 5. (C)(1) 6. (C)(2) 7. (D) 8. (E) 9. (F) 	<ol style="list-style-type: none"> 1. ...education the information required under paragraph... 2. ...of the Revised Code, shall provide notice to the... 3. The department of education shall promptly provide... 4. ...the secondary school shall confirm the accuracy... 5. The department of education shall promptly provide... 6. The college shall respond within ten calendar days. 7. ...then the information shall be considered accurate... 8. ...the department of education shall make payments... 9. ...during the summer term shall provide to the... 	3365.07; 3365.071	Yes, state law	Yes, state law

3333-1-65.8	Shall	<ul style="list-style-type: none"> 1. (C) 2. (A)(1) 3. (C) 4. (C) 5. (D) 6. (D) 7. (E) 8. (F) 9. (G)(1) 10. (G)(2) 11. (G)(3) 12. (G)(4) 13. (G)(5) 14. (G)(6) 15. (H) 16. (I) 17. (I) 18. (J) 19. (J) 20. (K) 21. (K) 	<ul style="list-style-type: none"> 1. Multiple applications from a student shall not be accepted... 2. "Allocation unit" shall be defined as no more than... 3. ...in a school year shall send to the Ohio department... 4. The application shall include information about the... 5. The department shall provide for the electronic, mail... 6. The department shall mark each application with the... 7. The department shall calculate the reimbursement... 8. ...in a participating nonpublic school shall be from... 9. All students in grade twelve shall be awarded one... 10. All students in grade eleven shall be awarded one... 11. All students in grade ten shall be awarded one... 12. All students in grade nine shall be awarded one... 13. All students in grade eight shall be awarded one... 14. All students in grade seven shall be awarded one... 15. ...the department shall make awards in the following... 16. ...the department shall conduct a lottery to determine... 17. ...no student in grade twelve shall receive more than... 18. ...of education shall notify each applicant not later... 19. Each notification shall include the number of... 20. ...and award shall be terminated at the conclusion... 21. The department shall notify the applicant and the... 	3365.071	Yes, state law	Yes, state law
3333-1-65.9	Must	<ul style="list-style-type: none"> 1. (A) 2. (B) 3. (C) 	<ul style="list-style-type: none"> 1. ...(JVSD) must report each student who enrolls in... 2. ...program of study shall report the student's enrollment... 3. The department shall deduct the payment to the college... 	3365.071	Yes, state law	Yes, state law
3333-1-65.10	Shall	<ul style="list-style-type: none"> 1. (B) 2. (A) 3. (A)(1) 4. (A)(2) 5. (A)(3) 6. (C) 	<ul style="list-style-type: none"> 1. ...after the prescribed deadlines shall not be considered... 2. ...request for waiver shall be submitted to the chancellor... 3. A request for waiver shall contain at a minimum the... 4. The chancellor shall post additional guidelines and... 5. The superintendent shall post additional guidelines... 6. ...public instruction shall be in effect for one academic... 	3365.071	Yes, state law	Yes, state law
3333-1-65.11	Shall	<ul style="list-style-type: none"> 1. The rule 2. The rule 	<ul style="list-style-type: none"> 1. ...graduate from high school may not participate in the... 2. ...summer term shall include on the student's high... 	3365.02; 3365.04; 3365.05	No, general rulemaking authority	Yes, state law

3333-1-65.12	Shall	1. (G)(2) 2. (C)(1)(a) 3. (C)(1)(c) 4. (C)(1)(e) 5. (C)(1)(c) 6. (D)(2) 7. (E)(3) 8. (E)(4) 9. (E)(2) 10. (C)(1) 11. (C)(1)(c) 12. (D)(1) 13. (D)(2) 14. (D)(2) 15. (D)(2) 16. (D)(2) 17. (D)(2) 18. (E)(1) 19. (E)(2) 20. (E)(2) 21. (E)(3) 22. (E)(3) 23. (E)(4) 24. (F) 25. (F) 26. (G) 27. (G) 28. (G)(1) 29. (G)(2)	1. ...the institution shall not be required to repay the... 2. ...fifteen semester credit hours required by this... 3. ...hours of courses required by this paragrah with... 4. ...student attained the required score on an examination... 5. The required score shall be the passing score specified... 6. ...the chancellor shall require the institution to submit... 7. ...in the mandatory meeting with students required under rule... 8. ...notifications required by this paragraph are provided... 9. ...that the student must either withdraw from the course... 10. ...credit plus program shall complete fifteen semester... 11. The required score shall be the passing score... 12. ...no payment shall be made to an institution of... 13. The institution shall make the request at least six... 14. ...the chancellor shall require the institution to submit... 15. ...the chancellor shall notify the department of education... 16. Approval of the course for payment shall be valid for... 17. the chancellor shall approve or disapprove the course... 18. ...plus program shall prominently post on its website... 19. ...of the Administrative Code, shall verify that the student... 20. ...the secondary school shall notify the student and... 21. Each secondary school shall include information... 22. ...higher education shall include information about... 23. ...plus program shall work in partnership to ensure that... 24. ...plus program shall be subject to this rule in the same... 25. ...school student shall be responsible for verifying... 26. ...the chancellor shall notify the institution that the... 27. ...the course is ineligible for payment and the following shall apply: 28. ...the institution shall repay the amount received...	3365.06	Yes, state law requires the inclusion of certain elements.	Yes, state law
--------------	-------	--	---	---------	--	----------------

3333-1-65.13	Shall	<ul style="list-style-type: none"> 1. (E)(1) 2. (E)(1)(b) 3. (E)(2) 4. (C)(2)(b) 5. (D)(2) 6. (E)(2)(a) 7. (H) 8. (C)(1) 9. (C)(3) 10. (C)(3) 11. (D)(2) 12. (D)(2) 13. (E)(2)(a) 14. (H) 15. (H) 16. (D)(3) 17. (C)(1) 18. (C)(1) 19. (C)(1) 20. (C)(2) 21. (C)(2)(a) 22. (C)(3) 23. (C)(3) 24. (C)(3) 25. (C)(3) 26. (C)(3) 27. (C)(3) 28. (C)(4) 29. (C)(4) 	<ul style="list-style-type: none"> 1. ...plus program, or is prohibited from taking a course... 2. ...student to take a course otherwise prohibited by... 3. ...the CCP probation that prohibits the student from... 4. The student shall not enroll in a college course in the... 5. ...credit plus program shall not take any college courses... 6. ...the student's secondary school shall not be required... 7. ...documentation, the application shall not be processed. 8. student's parent on requirements for continuing in the program. 9. ...to dis- enroll from courses as required by this division... 10. ...the student was required to dis-enroll and that the student... 11. ...to dis-enroll from courses as required by this paragraph... 12. ...the student was required to dis-enroll and that the... 13. ...secondary school shall not be required to pay for... 14. ...the student complied with the requirements of paragraphs... 15. ...the program or to require the student to pay all tuition... 16. ...that a student must achieve to be reinstated to... 17. Each secondary school shall be responsible for... 18. The school shall promptly notify the student... 19. The school shall advise the student and the student's... 20. ...is on CCP probation, the following shall apply: 21. The student shall enroll in no more than one... 22. ...the student shall request each applicable institution... 23. ...the student shall notify the applicable institution of... 24. The institution shall confirm the course enrollment... 25. ...the secondary school shall promptly notify the... 26. ...the student shall be responsible for paying all tuition... 27. ...the student shall be declared an ineligible student... 28. ...the student shall be removed from CCP probation... 	3365.091	Yes, state law requires the inclusion of certain elements.	Yes, state law
3333-1-90	Shall	<ul style="list-style-type: none"> 1. (D)(3) 2. (F) 3. (G) 4. (D) 5. (D)(1) 6. (D)(2) 7. (E) 	<ul style="list-style-type: none"> 1. ...of this rule must only report student data once to... 2. Institutions of higher education must annually provide... 3. ...institutions of higher education must provide any... 4. The course and program sharing network shall consist... 5. partnering institutions shall be accredited by an agency... 6. ...purpose of course and program sharing shall specify... 7. Institutions that participate in program sharing shall... 	3333.90	No, but state law directs the chancellor to establish the network and rules to administer the network. So the regulations, while not specifically or expressly required, are necessary effectuate the law. And the rule sets forth how to share courses, but does not restrict activity approved outside of course sharing.	No.
3333-7-01	Shall	<ul style="list-style-type: none"> 1. (C) 2. (C) 3. (C) 4. (C) 5. (C)(2) 6. (C)(3) 7. (C)(3) 8. (D) 9. (D) 10. (C)(1) 11. (C)(3) 	<ul style="list-style-type: none"> 1. A request for such notification shall be addressed to... 2. The request shall provide the name of the individual... 3. ...board secretary shall maintain a list of all representatives... 4. ...board secretary shall notify all media representatives... 5. ...telephone notice shall be complete if a message... 6. ...board secretary shall notify all media representatives... 7. ...the meeting, but shall be given as soon as possible. 8. ...board secretary shall maintain a list of all persons... 9. ...board secretary shall, no later than seven days prior... 10. ...email notice, which must be sent no later than... 11. In giving notices required by this paragraph the war... 	121.22	Yes, state law except some uses of shall are internal management and not required by law in that manner	Yes, state law except most could be modified without law change, but cannot be completely removed and the internal management uses of shall do not require law change to remove the restriction.
3333-9-07			Rescinded (2018)	Rescinded (2018)	Rescinded (2018)	Rescinded (2018)

3334-1-01	Must	1. (E)	1. ...the institution must be eligible to participate in U.S...	3334.03; 3334.08	Yes, general state law but aligns with federal law	Yes, state law and federal law
3334-1-02	Shall	1. (B) 2. (A) 3. (A) 4. (B) 5.(D)(1) 6. (D)(1) 7. (D)(2) 8. (D)(2) 9. (D)(2) 10. (D)(3) 11. (D)(3) 12. (E)	1. ...any of its subcommittees shall not hold a special meeting... 2. ...the board shall post notice of any and all of its... 3. ...the board shall give reasonable notice or, if the... 4. ...calling the meeting or their designee shall notify... 5. Any such written request shall be addressed to... 6. ...and shall contain the name and address of the... 7. It shall be the obligation of the person making a written... 8. Otherwise, notice shall be deemed given by mailing... 9. Such notice of change in address shall be addressed... 10. ...received by the board shall remain valid and in... 11. ...the board shall have no obligation to provide notice... 12. The executive director shall maintain a list of...	3334.03; 3334.08	Yes, state law but several are internal management uses of shall	Yes, state law
3334-1-03	May not	1. (B)	1. The following duties and responsibilities may not be...	3334.03; 3334.08	Yes, state law	Yes, state law
3334-1-04	Require	1. (A)(2) 2. (B)	1. ...beneficiaries which require the authority's personnel... 2. The authority may require documentation or other...	3334.08; 3334.09; 3334.18	No, general rulemaking, but one use is not a regulatory restriction and the other is condition of receiving a benefit.	No.
3334-1-05	Shall	1. (C) 2. (D) 3. (E)(1) 4. (A) 5. (A) 6. (B) 7. (C) 8. (D) 9. (D)	1. The authority shall not accept an application to enter... 2. ...the authority shall require social security numbers and other... 3. All information required in the application has not been... 4. ...contract shall be available from the office of the... 5. Applications received by the authority shall be date-stamped... 6. To be complete, an application shall contain all of the... 7. ...the authority shall accept applications to enter into... 8. ...the authority shall require social security numbers and... 9. ...the authority shall deem appropriate in order to carry...	1347.05; 3334.08; 3334.09; 3334.18	Yes, general state law but aligns with federal law	yes, currently aligns with federal law
3334-1-06			<i>Rescinded (2015)</i>	<i>Rescinded (2015)</i>	<i>Rescinded (2015)</i>	<i>Rescinded (2015)</i>
3334-1-07	Shall	1. (B) 2. (B) 3. (D)(1) 4. (A) 5. (B) 6. (B) 7. (B) 8. (D)	1. ...any of which events shall not be counted against the... 2. ...any of which events shall not be counted against the aforesaid limitation. 3. ...in writing on such forms as the authority may require... 4. ...the new beneficiary must be a member of the family of the... 5. ...but said waiver shall be at the sole discretion of... 6. ...but said waiver shall be at the sole discretion of the authority. 7. ...Ohio variable college savings program shall:	3334.08; 3334.09; 3334.18	No, general rule making authority but state law requires certain elements be part of the rule, while others align with federal law.	Yes, state law and federal law
3334-1-08			<i>Rescinded (2015)</i>	<i>Rescinded (2015)</i>	<i>Rescinded (2015)</i>	<i>Rescinded (2015)</i>

3334-1-09	Shall	<ul style="list-style-type: none"> 1. A(1) 2. A(2) 3. A(2)(b) 4. A(2)(c) 5. A(2)(c) 6. B 	<p>Refunds; voluntary rollovers or terminations.</p> <ul style="list-style-type: none"> 1. ... the amount of the rollover shall be determined by the authority in an actuarially sound manner 2. Terminate the contract in whole for any reason in which case the refund amount shall be determined as follows... 3. ...unless such amount is not actuarially sound as determined by the authority, in which case the amount shall be the lesser of the following... 4. Where the request is due to the death or permanent disability of the beneficiary...the amount of the refund shall be calculated by the authority in accordance with division (A)(2) of section 3334.10 of the Revised Code. 5. All termination requests under this paragraph (A) shall require a complete liquidation of all tuition credits and/or tuition units in the account. 6. ...any refund greater than one dollar made pursuant to this rule shall be paid to the account owner or, if applicable, to such other refund recipient, as designated by the account owner. 	3334.08; 3334.09; 3334.10	Yes, state law	Yes, state law
3334-1-10	Shall	<ul style="list-style-type: none"> 1. A 2. B 3. C 4. C 5. C 6. C 7. C 8. C 9. D 10 D 	<p>Termination of tuition payment contracts; reallocation.</p> <ul style="list-style-type: none"> 1. ...provided the authority must first notify the account owner of the proposed termination following the requirements in paragraph (C) of this rule. 2. ...provided that the authority must first notify the account owner of the proposed termination following the requirements in paragraph (C) of this rule. 3. ...the authority must first notify the account owner of the proposed termination and the options to prevent the termination, as described in paragraph (D) of this rule. 4. ...the authority shall sufficiently "notify" an account owner of the proposed termination... 5. Said notice shall provide each account owner not less than sixty days... 6. ...the authority shall within fifteen days following the expiration of said sixty day period, terminate the contract... 7. The amount of the refund under a tuition payment contract shall be determined by the authority using actuarially sound principles... 8. The amount of the refund under a variable college savings contract shall be the balance contained in the applicable account... 9. ...then the authority, upon receipt of documentation satisfactory to the authority establishing any of the foregoing, shall suspend taking action under either paragraph (A) and/or paragraph (B) of this rule... 10. Account owners seeking suspension under paragraph (D) of this rule shall be required periodically to submit such documentation as the authority may require in order to continue any such suspension in force. 	3334.08; 3334.09	No, but most are internal management statements and not regulations on the individual.	No.
3334-1-11			<i>Rescinded (2015)</i>	<i>Rescinded (2015)</i>	<i>Rescinded (2015)</i>	<i>Rescinded (2015)</i>

3334-1-12	Shall	1. B 2. B 3. B	<p>Conditions under which an interim period for investment of program funds is required for the variable college savings program.</p> <p>1. ...the authority shall use its best efforts to contract with one or more alternative investment agents.</p> <p>2. The authority shall take reasonable steps to ensure that the interim period of investment extends only for a period that is reasonably required to select and contract with one or more new investment agents.</p> <p>3. During the interim period, the authority shall choose the treasurer of state, a state agency having investment authority, or a temporary investment agent under contract with the authority to invest funds received under the variable college savings plan.</p>	3334.08; 3334.20	Yes, state law and internal management	Yes, state law
3334-1-13	Shall	1.-7 A 8-12 B	<p>Variable college savings trust fund; investment policy.</p> <p>1/2/3. The assets of the Ohio variable college savings program shall be segregated from all other assets of the authority and shall be placed in a fund, which shall be known as the Ohio variable college savings trust fund.</p> <p>4. The assets of the variable college savings program shall be preserved, invested, and expended solely for the purposes of the Ohio variable college savings program set forth in Chapter 3334. of the Revised Code...</p> <p>5. ... and shall not be loaned or otherwise transferred or used by the authority for any other purpose.</p> <p>6. The authority, as trustee of the Ohio variable college savings trust fund, shall hold the assets of the Ohio variable college savings program in trust for the contributors to such plan and their beneficiaries.</p> <p>7. The authority shall receive and hold all payments, deposits, and contributions, and all earnings, until disbursed to pay tuition or other higher education expenses...</p> <p>8. The investment policy for the Ohio variable college savings program shall be designed to permit the authority to invest assets received from contributors in a manner that provides contributors with more than one investment option...</p> <p>9/10/11. ...the authority shall enter into an agreement at the time a contribution is made which shall designate the investment option(s) pursuant to which such contribution shall be invested.</p> <p>12. The authority shall invest each contribution in accordance with such designation.</p>	3334.08; 3334.19	Yes, state law and align with federal law. However, all are internal management statements.	Yes, state law and federal law

3334-1-14	Shall	1-7 A 8-11 B 12-15 C	<p>Termination of tuition payment contracts; other.</p> <p>1. The authority shall provide to account owners having such accounts whose beneficiaries have attained said age, written notice via letter sent to the address contained in the authority's records...</p> <p>2. ...and must advise said account owner that within sixty days following confirmation of delivery of said notice to the address of record of such account owner...</p> <p>3. If the account owner elects to roll over, the authority shall determine the amount of the rollover in an actuarially sound manner.</p> <p>4. If the account owner elects to terminate the contract and liquidate the account, the refund shall be equal to the current weighted average value of the tuition credits and/or tuition units as applicable as of the date of the request.</p> <p>5. In either such event, the refund shall be calculated and disbursed by the authority to the account owner or such other person designated by the account owner not later than fifteen days following the aforesaid sixty day period.</p> <p>6. ... the account owner shall be deemed to have elected to terminate the contract and receive a full liquidation of the account, as described in this rule.</p> <p>7. If the authority does not receive confirmation of delivery of said notice, then the authority shall proceed in accordance with the provisions of paragraph (B) of this rule.</p> <p>8. ...the authority shall make a reasonable effort to locate the purchaser's designated beneficiary and/or any person designated by the purchaser to act on the purchaser's behalf.</p> <p>9. ...the authority shall make "reasonable effort" when it sends, to the address contained in the authority's records for the relevant beneficiary or other designated person...</p> <p>10. If the authority is able to locate any of such persons, then the authority shall advise such persons that unless the purchaser or other designated person contacts the authority....</p> <p>11. If the purchaser or other designated person does contact the authority within said sixty day period, then the purchaser shall be subject to the provisions of paragraph (A) of this rule.</p> <p>12. ...the authority , upon receipt of documentation satisfactory to the authority establishing any of the foregoing, shall suspend taking any action under either paragraph (A) and/or paragraph (B) of this rule until...</p>	3334.08; 3334.09	Yes, state law for certain elements regarding amounts but other elements required by state law to be part of the rule though not specifically as written	Yes, state law
3334-1-15			Definitions.	1347.15	Yes, state law	Yes, state law

3334-1-16	Shall	1. Opening 2-4. A 5. B 6-8. C(1) 9. C(2) 10-11. D 12-13. E	Procedures for accessing confidential personal information. 1. For personal information systems, whether manual or computer systems that contain confidential personal information, the authority shall do the following: 2. The determination of access to confidential personal information shall be approved by the employee's supervisor... 3. The authority shall establish procedures for determining a revision to an employee's access to confidential personal information upon a change to that employee's job duties including, but not limited to, transfer or termination. 4. Whenever an employee's job duties no longer require access to confidential personal information in a personal information system, the employee's access to confidential personal information shall be removed. 5. Upon the signed written request of any individual for a list of confidential personal information about the individual maintained by the authority, the authority shall do all of the following... 6. ...the authority shall notify the person whose information was invalidly accessed as soon as practical and to the extent known at the time. 7. However, the authority shall delay notification for a period of time necessary to ensure that the notification would not delay or impede an investigation or jeopardize homeland or national security. 8. ...the authority shall disclose the access to confidential personal information made for an invalid reason to the person. 9. Notification provided by the authority shall inform the person of the type of confidential personal information accessed and the date(s) of the invalid access. 10.The authority's executive director shall designate an employee of the authority to serve as the data privacy point of contact. 11. The data privacy point of contact shall work with the chief privacy officer within the office of information technology to assist the authority... 12/13. The authority's executive director shall designate an employee of the authority to serve as the data privacy point of contact who shall timely complete the privacy impact assessment form developed by the office of information technology.	1347.15	Yes, state law and internal management uses of shall	Yes, state law
3334-1-17			Valid reasons for accessing confidential personal information.	1347.15	Yes, state law	Yes, state law
3334-1-18			Confidentiality statutes.	1347.15	Yes, state law	Yes, both state and federal law

3334-1-19	Shall	<ul style="list-style-type: none"> 1. Opening 2. A(1) 3. A(1) 4. B 5-6 C 7-8. D(1) 9. D(2)(d)(ii) 10. E 11. E(1) 12. E(2) 	<p>Restricting and logging access to confidential personal information in computerized personal information systems.</p> <p>1. For personal information systems that are computer systems and contain confidential personal information, the authority shall do the following...</p> <p>2-3. Access to confidential personal information that is kept electronically shall require a password or other authentication measure.</p> <p>4. ...the authority shall include a mechanism for recording specific access by employees of the authority to confidential personal information in the system.</p> <p>5. ...the authority shall make a determination whether the modification constitutes an upgrade.</p> <p>6. Any upgrades to a computer system shall include a mechanism for recording specific access by employees of the authority to confidential personal information in the system.</p> <p>7-8. The authority shall require employees of the authority who access confidential personal information within computer systems to maintain a log that records that access.</p> <p>9. The individual makes a request that the authority takes some action on that individual's behalf and accessing the confidential personal information is required in order to consider or process that request.</p> <p>10. The authority shall issue a policy that specifies the following...</p> <p>11. Who shall maintain the log;</p> <p>12. What information shall be captured in the log;</p>	1347.15	Yes, state law and internal management uses of shall.	Yes, state law
-----------	-------	---	---	---------	---	----------------

3377-1-01	Shall	<ul style="list-style-type: none"> 1. (C) 2. (C)(1) 3. (C)(2) 4. (C)(2)(a) 5. (C)(2)(b) 6. (C)(3) 7. (D) 	<p>Open meeting rule.</p> <p>1. A request for such notification shall be addressed to: "Vice Chair, Ohio Higher Educational Facility Commission..." or by way of electronic mail message atcommunications@highered.ohio.gov.</p> <p>2. The request shall provide the name of the individual media representative to be contacted...where he or she can be reached. The vice chair shall maintain a list of all representatives of the news media who have requested notice of special meetings....</p> <p>3. In the event of a special meeting not of an emergency nature, the vice chair of the Ohio higher educational facility commission shall notify all media representatives on the list of such meeting...</p> <p>4. Sending written notice, which must be mailed by way of ordinary mail or electronic mail message no later than four calendar days prior to the day of the special meeting;</p> <p>5. Notifying such representatives by telephone no later than twenty-four hours prior to the special meeting; such telephone notice shall be complete if a message has been left for the representative, or if, after reasonable effort, the vice chair has been unable to provide such telephone notice;</p> <p>6. In the event of a special meeting of an emergency nature, the vice chair shall notify all media representatives on the list of such meeting by providing either the notice described in paragraph (C) (2)(b) of this rule or the notice described in paragraph (C) (2)(c) of this rule . In such event, however, the notice need not be given twenty-four hours prior to the meeting, but shall be given as soon as possible.</p> <p>7. The vice chair shall maintain a list of all persons who have requested, in writing, notice of all meetings of the Ohio higher educational facility commission at which specific subject matters designated by such persons are scheduled to be discussed. Any person may have his or her name placed on such list. The vice chair shall, no later than seven days prior to each meeting, send by first class mail an agenda of the meeting to such persons.</p>	111.15; 121.22	Yes, state law except some uses of shall are internal management and not required by law in that manner	Yes, state law except most could be modified without law change, but cannot be completely removed and the internal management uses of shall do not require law change to remove the restriction.
-----------	-------	--	--	----------------	---	--

3377-1-02	Shall	1. A(1) 2. A(1) 3. A(2) 4. B(1) 5. B(2) 6. B(2) 7. B(4) 8. B(5) 9. B(6) 10. B(6) 11. B(7) 12. B(7) 13. B(8) 14. C 15. D 16. D 17. D 18. E(1) 19. E (2) 20. E(2) 21. E(3) 22. E(3) 23. E(3) 24. E(3) 25. E(3) 26. F(1) 27. G	For the conduct of business. 1. ...commission shall organize for the conduct of business at its annual meeting... 2. The chair shall be the member of the commission designated as such by the governor of Ohio. 3. The headquarters of the commission shall be located in Columbus, Ohio. 4. The annual meeting of the commission shall be held in July of each year... 5. Members shall be given at least three days advance written notice of all meetings by regular mail or by electronic means. 6. Such notice shall be deemed given either when deposited in the United States mail in a postage pre-paid envelope addressed to each member as it appears on the records of the commission... 7. Official business shall be transacted only in meetings open to the public. 8. ...members shall be given an agenda of each meeting by the chair, or the vice chair or the secretary... 9. A majority of the entire membership shall constitute a quorum for the transaction of business... 10. ...the approval of a majority of the entire membership shall be necessary to undertake any act of the commission. 11. A reasonable effort shall be made to inform absent members of the time and place of such adjourned meeting... 12. ...but this requirement shall not in any way affect the ability of the majority of the commission to act at such adjourned meeting... 13. ...all proceedings shall be governed by parliamentary rules as set forth in Robert's Rules of Order. 14. The following shall be the order of business for meetings... 15. The commission shall keep the minutes of each meeting of the commission... 16. ...which shall contain a record of all actions taken by vote of the commission... 17. Each member shall receive a copy of the minutes. 18. The chair shall: preside at all meetings of the commission... 19. The vice chair, in the absence or incapacity of the chair, shall for the time being be invested with the powers and discharge the duties of the chair; 20. ...the vice chair shall perform such other duties as the rules of the commission may prescribe or as may be, from time to time, authorized by the commission.	111.15; 3377.03	Yes, state law and internal management	Yes, state law
-----------	-------	---	--	-----------------	--	----------------