



JOHN R. KASICH
GOVERNOR
STATE OF OHIO

Executive Order 2014-02K

The Emergency Adoption of Rules 4783-1-01, 4783-1-02, 4783-1-03, 4783-1-04, 4783-1-05, 4783-1-06, 4783-1-07, 4783-1-08, 4783-1-09, 4783-2-01, 4783-2-02, 4783-3-01, 4783-4-01, 4783-4-02, 4783-4-03, 4783-5-01, 4783-6-01, 4783-6-02, 4783-7-01, 4783-7-02, 4783-7-03, 4783-8-01, 4783-8-02, 4783-9-01, and 4783-10-01 of the Ohio Administrative Code by the State Board of Psychology

WHEREAS, Amended Substitute House Bill No. 59 of the 130th General Assembly enacted Section 4783 of the Ohio Revised Code, which established the authority of the State Board of Psychology to issue a new credential to qualified persons as Certified Ohio Behavior Analysts.

WHEREAS, recently enacted Chapter 4783 of the Ohio Revised Code, including sections 4783.03 thereof, requires the State Board of Psychology to adopt, under Chapter 119 of the Revised Code, rules in the Ohio Administrative Code to set forth the procedures and requirements for applying for a certificate to practice as a Certified Ohio Behavior Analyst pursuant to Section 4783.04 of the Revised Code, and related requirements, and section 4783.03 of the Revised Code further authorize the State Board of Psychology to adopt rules in the Ohio Administrative Code to implement, administer and enforce Chapter 4783 of the Ohio Revised Code.

WHEREAS, the State Board of Psychology drafted Rules 4783-1-01, 4783-1-02, 4783-1-03, 4783-1-04, 4783-1-05, 4783-1-06, 4783-1-07, 4783-1-08, 4783-1-09, 4783-2-01, 4783-2-02, 4783-3-01, 4783-4-01, 4783-4-02, 4783-4-03, 4783-5-01, 4783-6-01, 4783-6-02, 4783-7-01, 4783-7-02, 4783-7-03, 4783-8-01, 4783-8-02, 4783-9-01, and 4783-10-0 of the Ohio Administrative Code as authorized by section 4783.03 of the Ohio Revised Code referenced above, and pursuant to Chapter 119 of the Revised Code, and those draft rules have been submitted to the Joint Committee on Agency Rule Review.

WHEREAS, when those rules become effective, individuals certified by the State Board of Psychology will be able to call themselves Certified Ohio Behavior Analysts and design, implement, and evaluate instructional and environmental modifications to produce socially significant improvements in human behavior.

WHEREAS, the State Board of Psychology seeks to immediately implement the new rules to allow professionals to obtain credentialing as Certified Ohio Behavior Analysts as authorized by Chapter 4783 of the Ohio Revised Code, and to allow children and their families to access the provider network in place with a level of confidence in those with this certification and their ability to provide those services.

WHEREAS, Section 119.03(F) of the Ohio Revised Code authorizes the Governor, on the request of a state agency, board or commission, to suspend the normal rule-making procedures with respect to specific rules when an emergency exists necessitating the immediate adoption, amendment, or rescission of such rules. When such a determination is made, the agency may immediately adopt, amend, or rescind such rules, but the rules are only valid for ninety (90) days.

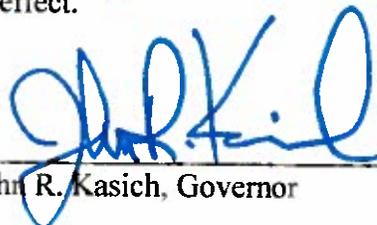
WHEREAS, the State Board of Psychology has requested a determination whether an emergency exists that requires that the adoption of new Rules 4783-1-01, 4783-1-02, 4783-1-03, 4783-1-04, 4783-1-05, 4783-1-06, 4783-1-07, 4783-1-08, 4783-1-09, 4783-2-01, 4783-2-02, 4783-3-01, 4783-4-01, 4783-4-02, 4783-4-03, 4783-5-01, 4783-6-01, 4783-6-02, 4783-7-01, 4783-7-02, 4783-7-03, 4783-8-01, 4783-8-02, 4783-9-01, and 4783-10-01 of the Ohio Administrative Code become effective immediately so that professionals can obtain credentialing as Certified Ohio Behavior Analysts pursuant to Chapter 4783 of the Revised Code to facilitate their providing those services.

NOW THEREFORE, I, John R. Kasich, Governor of the State of Ohio, have determined, upon the request of the State Board of Psychology, that an emergency exists requiring the immediate adoption of Rules 4783-1-01, 4783-1-02, 4783-1-03, 4783-1-04, 4783-1-05, 4783-1-06, 4783-1-07, 4783-1-08, 4783-1-09, 4783-2-01, 4783-2-02, 4783-3-01, 4783-4-01, 4783-4-02, 4783-4-03, 4783-5-01, 4783-6-01, 4783-6-02, 4783-7-01, 4783-7-02, 4783-7-03, 4783-8-01, 4783-8-02, 4783-9-01, and 4783-10-01 of the Ohio Administrative Code. Further, I hereby order that the procedures prescribed by Section 119.03 of the Ohio Revised Code with respect to the adoption of these specified rules be suspended and the State Board of Psychology be permitted to adopt these rules immediately by electronically filing them with the Secretary of State, the Director of the Legislative Service Commission, and the Joint Committee on Agency Rule Review.

Further, I hereby order that this Executive Order be filed in electronic form with the State Board of Psychology, the Secretary of State, the Director of the Legislative Service Commission, and the Joint Committee on Agency Rule Review.

I signed this Executive Order on January 22, 2011, in Columbus, Ohio, and it will expire at the end of the ninetieth day it is in effect.





John R. Kasich, Governor

ATTEST:

Jon Husted, Secretary of State