

**As Adopted by the Senate**

**133rd General Assembly  
Regular Session  
2019-2020**

**S. C. R. No. 10**

**Senator Lehner**

---

**A CONCURRENT RESOLUTION**

To approve the Director of Health's proposed revision of 1  
Chapter 3701-36 of the Ohio Administrative Code 2  
establishing standards to be met by boards of health 3  
and local health departments and procedures for 4  
payment of state subsidies for meeting those 5  
requirements. 6

**BE IT RESOLVED BY THE SENATE OF THE STATE OF OHIO (THE HOUSE OF REPRESENTATIVES CONCURRING):**

WHEREAS, Ohio law requires the Director of Health to adopt 7  
rules establishing both minimum standards and optimum achievable 8  
standards for boards of health and local health departments and 9  
a formula for distributing state subsidy funds according to the 10  
level at which those standards are met; and 11

WHEREAS, The rules have been adopted as required by section 12  
3701.342 of the Revised Code and are included in Chapter 3701-36 13  
of the Administrative Code; and 14

WHEREAS, The Director of Health issued a notice of public 15  
hearing for August 1, 2018, to hear comments regarding its 16  
proposal to revise Chapter 3701-36 of the Administrative Code by 17  
amending rules 3701-36-01, 3701-36-02, 3701-36-03, 3701-36-05, 18  
3701-36-11, and 3701-36-14, rescinding and proposing new rules 19  
3701-36-10 and 3701-36-12, and rescinding rules 3701-36-04 and 20

3701-36-13; and 21

WHEREAS, The Director of Health's proposed revision of 22  
Chapter 3701-36 of the Administrative Code includes standards 23  
for protecting people from disease and injury, monitoring health 24  
status, assuring a safe and healthy environment, promoting 25  
healthy lifestyles, and addressing the need for personal health 26  
services, as well as procedures for payment of state subsidies 27  
for meeting those standards; and 28

WHEREAS, On August 1, 2018, the Department of Health 29  
conducted a public hearing on its proposed revision of Chapter 30  
3701-36 of the Administrative Code, and on August 13, 2018, the 31  
Joint Committee on Agency Rule Review considered the proposed 32  
revision of Chapter 3701-36 and took no action against it; and 33

WHEREAS, Section 3701.342 of the Revised Code provides that 34  
rules adopted by the Director of Health pursuant to that section 35  
cannot take effect unless approved by concurrent resolution of 36  
the General Assembly; now therefore be it 37

RESOLVED, That we, the members of the 133rd General 38  
Assembly of the State of Ohio, in adopting this concurrent 39  
resolution, approve the Director of Health's proposed revision 40  
of Chapter 3701-36 of the Administrative Code, as considered in 41  
a public hearing on August 1, 2018, and by the Joint Committee 42  
on Agency Rule Review on August 13, 2018; and be it further 43

RESOLVED, That the Clerk of the Senate transmit duly 44  
authenticated copies of this resolution to the Director of 45  
Health, the Director of the Joint Committee on Agency Rule 46  
Review, and the Director of the Legislative Service Commission. 47