



Ohio Administrative Code Rule 5122-14-05 Termination of license.

Effective: April 24, 2024

- (A) The inpatient psychiatric service provider's existing license is to remain in effect until the department grants a full, probationary, or interim license or rescinds the license in accordance with provisions of Chapter 119. of the Revised Code.
- (B) The department may revoke or refuse to grant or renew a full, probationary, or interim license in accordance with Chapter 119. of the Revised Code if any of the following is the case:
- (1) An inpatient psychiatric service provider is found to not be in compliance with section 5119.33 of the Revised Code or any or all rules in this chapter and a plan of correction is requested of the inpatient psychiatric service provider by the department and is either not received within the time period specified by the department, is not granted approval by the department, or is not implemented by the inpatient psychiatric service provider;
 - (2) An inpatient psychiatric service provider's submitted application materials are not approved by the department;
 - (3) An inpatient psychiatric service provider ceases provision of inpatient services;
 - (4) An inpatient psychiatric service provider presents or submits false or misleading information as part of a license application, renewal, or investigation;
 - (5) An inpatient psychiatric service provider has been cited for a pattern of serious noncompliance or repeated violations of statutes or rules during the period of current or previous licenses;
 - (6) An inpatient psychiatric service provider does not apply for licensure renewal at least thirty days prior to the expiration date of the license; or
 - (7) The applicant, or any owner, sponsor, medical director, administrator, or principal of the



applicant, is or has been the subject of an adverse action as defined in section 5119.334 of the Revised Code unless:

- (a) A minimum period of three years has passed from the date of the adverse action; and
- (b) The adverse action was not due to any act or omission that violated the patient's right to be free from abuse, neglect, or exploitation.
- (C) Notice of the department's intent to deny or revoke a license is to be provided to the inpatient psychiatric service provider in accordance with section 119.07 of the Revised Code. An opportunity for a hearing is to be afforded the inpatient psychiatric service provider in accordance with Chapter 119. of the Revised Code.
- (D) The submission of incomplete materials for the application is to be considered a failure to submit an application for licensure, and the non-issuance of an initial license or a renewal license due to an incomplete application is not to be considered the denial or revocation of a license.
- (E) In proceedings initiated to deny, refuse to renew, or revoke licenses, the department may deny, refuse to renew, or revoke a license regardless of whether some or all of the deficiencies that prompted the proceedings have been corrected at the time of the hearing.