

OHIO GENERAL ASSEMBLY
JOINT COMMITTEE ON AGENCY RULE REVIEW

SENATE MEMBERS

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April 17, 2017

Chairman Duffey called the meeting to order at 1:40 p.m.

Deputy Director Fouche called the role. Representatives Duffey, Gavarone, Boggs, Ramos and Senators Hottinger, Balderson, Kunze, Yuko and Thomas were in attendance. Senator Uecker and Representative Manning were excused from the meeting. Senator Hottinger substituted for Senator Uecker. Deputy Director Fouche stated a quorum was present. Chairman Duffey asked the Committee members to review the March 27, 2017 minutes. The minutes were approved as presented.

Director Wolpert read the No Change Agenda. Chairman Duffey called for questions or comments on the No Change Agenda. There were no questions from the Committee or public. Director Wolpert read the Regular Agenda. Item 19 was moved to the review portion of the agenda. Chairman Duffey called for questions or comments on the Regular Agenda. There were no questions from the Committee or public. Chairman Duffey temporarily recessed the Committee at 1:44 p.m.

Chairman Duffey called the Committee back to order at 1:46 p.m. to discuss the review portion of the agenda. Chairman Duffey directed the members to the iPads to the written comments JCARR received prior to the meeting. Chairman Duffey called David Patton, The Patton Law Firm, LLC, for opponent testimony regarding the review agenda's item 33. Mr. Patton believes the rules are too ambiguous, individuals with lower-level, non-violent felony convictions should not be disqualified from the industry, and the rules would have a disparate impact on the African American community seeking to work in the industry. Senator Hottinger believes the bar should be set high for entry into the field. Mr. Patton agreed with Senator Hottinger, but believes the bar was set high with the application fees and the liquid capital requirements.

Chairman Duffey called Justin Hunt, Ohio Department of Commerce, to provide comments to the Committee. Mr. Hunt said the agency has broad authority to draft and implement the rules. He also said the disqualifying offenses were laid out in the rules.

Chairman Duffey called Susan Pugh, Opportunities for Ohioans with Disabilities (OOD), to provide comments to the Committee on item 19. Ms. Pugh said all rates, besides the intake fees and placements services, within the proposed rule stayed the same or increased. Ms. Pugh said OOD has taken actions to mitigate the reduction of rates for the intake fees and the placement services. Chairman Duffey asked how many vacancies were on the OOD Commission. Ms. Pugh said there were two out of seven spots filled on the Commission. Ms. Pugh said there is consideration to propose to the Legislature an alternative model to the current structure of the Commission.

Chairman Duffey reminded the public of the next JCARR meeting on Monday, May 8, 2017 at 1:30 p.m. in the William McKinley Hearing Room.

Chairman Duffey adjourned the meeting at 2:15 p.m.


Mike Duffey, Chair


Larry Wolpert, Director