

Rule Summary and Fiscal Analysis

Part A – General Questions

Rule Number:

Rule Type:

Rule Title/Tagline:

Agency Name:

Division:

Address:

Contact:

Phone:

Email:

I. Rule Summary

- 1. Is this a five year rule review?**
 - A. What is the rule's five year review date?**
- 2. Is this rule the result of recent legislation?**
 - A. If so, what is the bill number, General Assembly and Sponsor?**
- 3. What statute is this rule being promulgated under?**
- 4. What statute(s) grant rule writing authority?**
- 5. What statute(s) does the rule implement or amplify?**
- 6. Does the rule implement a federal law or rule in a manner that is more stringent or burdensome than the federal law or regulation requires?**
 - A. If so, what is the citation to the federal law or rule?**

7. What are the reasons for proposing the rule?
8. Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.
9. Does the rule incorporate material by reference?
10. If the rule incorporates material by reference and the agency claims the material is exempt pursuant to R.C. 121.75, please explain the basis for the exemption and how an individual can find the referenced material.
11. If revising or re-filing the rule, please indicate the changes made in the revised or re-filed version of the rule.

II. Fiscal Analysis

12. Please estimate the increase / decrease in the agency's revenues or expenditures in the current biennium due to this rule.
13. What are the estimated costs of compliance for all persons and/or organizations directly affected by the rule?
14. Does the rule increase local government costs? (If yes, you must complete an RSFA Part B).
15. Does the rule regulate environmental protection? (If yes, you must complete an RSFA Part C).
16. If the rule imposes a regulation fee, explain how the fee directly relates to your agency's cost in regulating the individual or business.

III. Common Sense Initiative (CSI) Questions

17. Was this rule filed with the Common Sense Initiative Office?
18. Does this rule have an adverse impact on business?
 - A. Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business?

- B. Does this rule impose a criminal penalty, a civil penalty, or another sanction, or create a cause of action, for failure to comply with its terms?
- C. Does this rule require specific expenditures or the report of information as a condition of compliance?
- D. Is it likely that the rule will directly reduce the revenue or increase the expenses of the lines of business to which it will apply or applies?

IV. Regulatory Restriction Requirements under S.B.9. Note: This section only applies to agencies described in R. C. 121.95(A).

19. Are you adding a new or removing an existing regulatory restriction as defined in R.C. 121.95?

- A. How many new regulatory restrictions do you propose adding to this rule?
- B. How many existing regulatory restrictions do you propose removing from this rule?
- C. If you are not removing existing regulatory restrictions from this rule, please list the rule number(s) from which you are removing restrictions.
- D. Please justify the adoption of the new regulatory restriction(s).

Rule Summary and Fiscal Analysis
Part B - Local Governments Questions

1. Does the rule increase costs for:
 - A. Public School Districts
 - B. County Government
 - C. Township Government
 - D. City and Village Governments
2. Please estimate the total cost, in dollars, of compliance with the rule for the affected local government(s). If you cannot give a dollar cost, explain how the local government is financially impacted.
3. Is this rule the result of a federal government requirement?
 - A. If yes, does this rule do more than the federal government requires?
 - B. If yes, what are the costs, in dollars, to the local government for the regulation that exceeds the federal government requirement?
4. Please provide an estimated cost of compliance for the proposed rule if it has an impact on the following:
 - A. Personnel Costs
 - B. New Equipment or Other Capital Costs
 - C. Operating Costs
 - D. Any Indirect Central Service Costs
 - E. Other Costs
5. Please explain how the local government(s) will be able to pay for the increased costs associated with the rule.
6. What will be the impact on economic development, if any, as the result of this rule?

Rule Summary and Fiscal Analysis

Part C - Environmental Rule Questions

Pursuant to Am. Sub. H.B. 106 of the 121st General Assembly, prior to adopting a rule or an amendment to a rule dealing with environmental protection, or containing a component dealing with environmental protection, a state agency shall:

- (1) Consult with organizations that represent political subdivisions, environmental interests, business interests, and other persons affected by the proposed rule or amendment.
- (2) Consider documentation relevant to the need for, the environmental benefits or consequences of, other benefits of, and the technological feasibility of the proposed rule or rule amendment.
- (3) Specifically identify whether the proposed rule or rule amendment is being adopted or amended to enable the state to obtain or maintain approval to administer and enforce a federal environmental law or to participate in a federal environmental program, whether the proposed rule or rule amendment is more stringent than its federal counterpart, and, if the proposed rule or rule amendment is more stringent, the rationale for not incorporating its federal counterpart.
- (4) Include with the proposed rule or rule amendment and rule summary and fiscal analysis required to be filed with the Joint Committee on Agency Rule Review information relevant to the previously listed requirements.

(A) Were organizations that represent political subdivisions, environmental interests, business interests, and other persons affected by the proposed rule or amendment consulted?

Please list each contact.

(B) Was documentation that is relevant to the need for, the environmental benefits or consequences of, other benefits of, and the technological feasibility of the proposed rule or amendment considered?

Please list the information provided and attach a copy of each piece of documentation to this form. (A SUMMARY OR INDEX MAY BE ATTACHED IN LIEU OF THE ACTUAL DOCUMENTATION.)

Please indicate the reasons for not providing the information.

(C) Is the proposed rule or rule amendment being adopted or amended to enable the state to obtain or maintain approval to administer and enforce a federal environmental law or to participate in a federal environmental program?

Is the proposed rule or rule amendment more stringent than its federal counterpart?

What is the rationale for not incorporating the federal counterpart?

Not Applicable

- (D) If this is a rule amendment that is being adopted under a state statute that establishes standards with which the amendment is to comply, is the proposed rule amendment more stringent than the rule that it is proposing to amend?**

Please explain why?

Sample