

Rule Summary and Fiscal Analysis (Part A)**Attorney General**

Agency Name

Bureau of Criminal Identification and Investigation

Division

Doug Crew

Contact

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109:5-1-04

Rule Number

NEW

TYPE of rule filing

Rule Title/Tag Line

**Operation and maintenance of the retained applicant
fingerprint database.****RULE SUMMARY**

1. Is the rule being filed consistent with the requirements of the RC 119.032 review? **No**

2. Are you proposing this rule as a result of recent legislation? **Yes**

Bill Number: **SB97**General Assembly: **127**Sponsor: **Stivers**

3. Statute prescribing the procedure in accordance with the agency is required to adopt the rule: **119.03**

4. Statute(s) authorizing agency to adopt the rule: **109.5721**

5. Statute(s) the rule, as filed, amplifies or implements: **109.5721**

6. State the reason(s) for proposing (i.e., why are you filing,) this rule:

The new rule establishes the procedures for the operation and maintenance of the retained applicant fingerprint database.

7. If the rule is an AMENDMENT, then summarize the changes and the content of the proposed rule; If the rule type is RESCISSION, NEW or NO CHANGE,

then summarize the content of the rule:

The proposed rule defines the specific roles of the Bureau of Criminal Identification and Investigation (BCI&I) and participating entities in updating and maintaining information in the retained applicant fingerprint database.

8. If the rule incorporates a text or other material by reference and the agency claims the incorporation by reference is exempt from compliance with sections 121.71 to 121.74 of the Revised Code because the text or other material is **generally available** to persons who reasonably can be expected to be affected by the rule, provide an explanation of how the text or other material is generally available to those persons:

This response left blank because filer specified online that the rule does not incorporate a text or other material by reference.

9. If the rule incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material electronically, provide an explanation of why filing the text or other material electronically was infeasible:

This response left blank because filer specified online that the rule does not incorporate a text or other material by reference.

10. If the rule is being **rescinded** and incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material, provide an explanation of why filing the text or other material was infeasible:

Not Applicable.

11. If **revising** or **refiling** this rule, identify changes made from the previously filed version of this rule; if none, please state so:

In section (C) of this rule, the term "submitting" before "entity" was deleted and the term "participating" was inserted. This change was made to help clarify that the entity who chooses to participate in the retained applicante fingerprint database is responsible for sending in the updated information. Also, in section (C), the term "licensed, certified or otherwise approved" was inserted at the end to insure all possible classifications that participating entites might utilize in regards to their workforce and/or operations are included.

In section (D), the word "the" was deleted before "information" and the word "such" was inserted for clarification purposes. Also, the words "employee or

licensee" before "from" were deleted and the term "individual's records" was inserted to again clarify all types of persons who might be enrolled in this database.

12. 119.032 Rule Review Date:

(If the rule is not exempt and you answered NO to question No. 1, provide the scheduled review date. If you answered YES to No. 1, the review date for this rule is the filing date.)

NOTE: If the rule is not exempt at the time of final filing, two dates are required: the current review date plus a date not to exceed 5 years from the effective date for Amended rules or a date not to exceed 5 years from the review date for No Change rules.

FISCAL ANALYSIS

13. Estimate the total amount by which *this proposed rule* would **increase / decrease** either **revenues / expenditures** for the agency during the current biennium (in dollars): Explain the net impact of the proposed changes to the budget of your agency/department.

This will have no impact on revenues or expenditures.

Zero

This should only involve minimal maintenance/operation costs.

14. Identify the appropriation (by line item etc.) that authorizes each expenditure necessitated by the proposed rule:

Not applicable.

15. Provide a summary of the estimated cost of compliance with the rule to all directly affected persons. When appropriate, please include the source for your information/estimated costs, e.g. industry, CFR, internal/agency:

Not applicable.

16. Does this rule have a fiscal effect on school districts, counties, townships, or municipal corporations? **No**

17. Does this rule deal with environmental protection or contain a component dealing with environmental protection as defined in R. C. 121.39? **No**

