

## Rule Summary and Fiscal Analysis

### Part A - General Questions

**Rule Number:** 1301:7-7-01

**Rule Type:** Rescission

**Rule Title/Tagline:** Scope and Administration.

**Agency Name:** Department of Commerce

**Division:** Division of State Fire Marshal

**Address:** 8895 East Main St. Reynoldsburg OH 43068

**Contact:** Tracie Boyd

**Email:** tracie.boyd@com.state.oh.us **Phone:** 614-387-0106

#### **I. Rule Summary**

1. **Is this a five year rule review?** Yes
  - A. **What is the rule's five year review date?** 10/18/2018
2. **Is this rule the result of recent legislation?** No
3. **What statute is this rule being promulgated under?** 119.03
4. **What statute(s) grant rule writing authority?** 3737.832, 3737.83, 3737.82, 3737.17, 3731.02, 3721.07, 3721.032, 3737.22(A), 5104.051, 5104.05, 3743.07, 3743.08, 3743.18, 3743.19, 3743.20, 3743.21, 3743.40, 3743.59, 3743.68, 3737.86, 3737.85, 3737.842
5. **What statute(s) does the rule implement or amplify?** 3737.83, 5104.01, 5104.05, 3781.03, 3743.07, 3743.08, 3743.18, 3743.19, 3743.20, 3743.21, 3743.40, 3743.59, 3743.68, 3737, 3731, 3721.032, 3721.02, 3737.82, 3737.22(A)
6. **What are the reasons for proposing the rule?**

Not applicable. The rules in the instant package are being rescinded and a companion package of "new" rules will be filed simultaneously. The filings primarily constitute an errata package to correct non-substantive editorial and grammatical errors found in the recently enacted 2017 Ohio Fire Code and to correct errors that occurred during

the filing process of the 2017 Ohio Fire Code. Please see the 'new' rules for a full analysis of the changes being made.

- 7. Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.**

This rule provides scoping and applicability provisions for the OFC. The rule outlines permitting authority, inspection authority, and enforcement authority and procedures; the rule also contains hotel and SRO facility licensing requirements and procedures; finally, the rule contains special provisions regarding loan and grant applications, administrative hearing procedures, Type-A and B daycare homes, and fire department recognition awards.

- 8. Does the rule incorporate material by reference? No**
- 9. If the rule incorporates material by reference and the agency claims the material is exempt pursuant to R.C. 121.71 to 121.76, please explain the basis for the exemption and how an individual can find the referenced material.**

*Not Applicable*

- 10. If revising or re-filing the rule, please indicate the changes made in the revised or re-filed version of the rule.**

*Not Applicable*

## **II. Fiscal Analysis**

- 11. As a result of this proposed rule, please estimate the increase / decrease in revenues or expenditures affecting this agency, or the state generally, in the current biennium or future years. If the proposed rule is likely to have a different fiscal effect in future years, please describe the expected difference and operation.**

This will have no impact on revenues or expenditures.

Not applicable.

Not applicable.

- 12. What are the estimated costs of compliance for all persons and/or organizations directly affected by the rule?**

Not applicable.

- 13. Does the rule increase local government costs? (If yes, you must complete an RSFA Part B). No
- 14. Does the rule regulate environmental protection? (If yes, you must complete an RSFA Part C). No

### **III. Common Sense Initiative (CSI) Questions**

- 15. Was this rule filed with the Common Sense Initiative Office? No
- 16. Does this rule have an adverse impact on business? No
  - A. Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business? No  
Not applicable.
  - 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? No  
Not applicable.
  - C. Does this rule require specific expenditures or the report of information as a condition of compliance? No  
Not applicable.