

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 4501-21-06

Rule Type: Amendment

Rule Title/Tagline: Course curriculum.

Agency Name: Department of Public Safety

Division:

Address: 1970 West Broad Street PO Box 182081 Columbus OH 43218-2081

Contact: Joseph Kirk **Phone:** 614-466-5605

Email: jakirk@dps.ohio.gov

I. Rule Summary

1. **Is this a five year rule review?** Yes
 - A. **What is the rule's five year review date?** 2/4/2022
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?** 4510.038, 4510.311, 5502.011
5. **What statute(s) does the rule implement or amplify?** 4510.037, 4510.038
6. **What are the reasons for proposing the rule?**

This rule is being filed according to 106.03 ORC periodic rule review.
7. **Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.**

The rule deals with remedial driver training course curriculum.
8. **Does the rule incorporate material by reference?** Yes

9. **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.**

The rule directs readers to rule 4501-21-17 that deals with all materials incorporated by reference for the chapter.

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

The rule is being revise filed to correct a website citation.

II. Fiscal Analysis

11. **Please estimate the increase / decrease in the agency's revenues or expenditures in the current biennium due to this rule.**

This will have no impact on revenues or expenditures.

0.00

Not applicable.

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

There are no direct monetary costs associated with this rule, but there may be time associated with creating and submitting a proposed curriculum to obtain approval by the Department to become a remedial curriculum provider. The time associated with developing the curriculum may take four to six months; the time associated with obtaining approval may take two months.

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**

15. **If the rule imposes a regulation fee, explain how the fee directly relates to your agency's cost in regulating the individual or business.**

Not applicable.

III. Common Sense Initiative (CSI) Questions

16. Was this rule filed with the Common Sense Initiative Office? Yes

17. Does this rule have an adverse impact on business? Yes

A. Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business? Yes

This rule does require prior authorization to become a course curriculum provider, while other provisions in Chapter 4501-21, specifically 4501-21-05, also require remedial driving schools to obtain and maintain the appropriate certification prior to engaging in remedial training, pursuant to sections 4510.311, 4510.037 and 4510.038 of the Revised Code.

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

C. Does this rule require specific expenditures or the report of information as a condition of compliance? No

There are no direct monetary costs associated with this rule, but there may be time associated with creating and submitting a proposed curriculum to obtain approval by the Department to become a remedial curriculum provider. The time associated with developing the curriculum may take four to six months; the time associated with obtaining approval may take two months.

D. Is it likely that the rule will directly reduce the revenue or increase the expenses of the lines of business of which it will apply or applies? No

IV. Regulatory Restrictions (This section only applies to agencies indicated in R.C. 121.95 (A))

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

A. How many new regulatory restrictions do you propose adding? 1

Paragraph (A) first sentence - "... shall only use..."

B. How many existing regulatory restrictions do you propose removing? 37

Paragraph (A) stricken language - "...provider shall..."

Paragraph (A) stricken language - "...curriculum shall..."

Paragraph new (D) first sentence - "...curriculum shall include..."

Paragraph new (D) second sentence - "...curriculum shall be..."

Paragraph new (D) second sentence - "...time shall be..."

Paragraph New (E)(1) stem - "(E).... curriculum shall...: (1)..."

Paragraph New (E)(2) stem - "(E).... curriculum shall...: (2)..."

Paragraph New (E)(3) stem - "(E).... curriculum shall...: (3)..."

Paragraph New (E)(3) stem - "(E).... curriculum shall...: (3)..."

Paragraph New (E)(5) stem - "(E).... curriculum shall...: (5)..."

Paragraph New (E)(6) stem - "(E).... curriculum shall...: (6)..."

Paragraph New (E)(7) stem - "(E).... curriculum shall...: (7)..."

Paragraph New (E)(8) stem - "(E).... curriculum shall...: (8)..."

Paragraph New (E)(9) stem - "(E).... curriculum shall...: (9)..."

Paragraph New (E)(10) stem - "(E).... curriculum shall...: (10)..."

Paragraph New (E)(11) stem - "(E).... curriculum shall...: (11)..."

Paragraph New (E)(12) stem - "(E).... curriculum shall...: (12)..."

Paragraph New (E)(13) stem - "(E).... curriculum shall...: (13)..."

Paragraph New (E)(14) stem - "(E).... curriculum shall...: (14)..."

Paragraph New (E)(15) stem - "(E).... curriculum shall...: (15)..."

Paragraph New (E)(16) stem - "(E).... curriculum shall...: (16)..."

Paragraph New (E)(17) stem - "(E).... curriculum shall...: (17)..."

Paragraph New (E)(18) stem - "(E).... curriculum shall...: (18)..."

Paragraph New (E)(19) stem - "(E).... curriculum shall...: (19)..."

Paragraph New (F)(2) - second sentence - "...student shall have..."

Old Paragraph (E) first sentence - "...enterprise shall only use..."

Old Paragraph (E) second sentence - "...enterprise shall maintain..."

Paragraph New (H) - "...is required to..."

Paragraph New (I) first sentence - "...program shall be..."

Paragraph New (I) second sentence - "...curriculum shall include..."

Paragraph New (I)(1)(a) stem - "(I)(1) shall include: (a)..."

Paragraph New (I)(1)(b) stem - "(I)(1) shall include: (b)..."

Paragraph New (I)(1)(c) stem - "(I)(1) shall include: (c)..."

Paragraph New (I)(1)(d) stem - "(I)(1) shall include: (d)..."

Paragraph New (I)(2)(a) stem - "(I)(2) shall include: (a)..."

Paragraph New (I)(2)(b) stem - "(I)(2) shall include: (b)..."

Paragraph New (I)(2)(c) stem - "(I)(2) shall include: (c)..."