

**Rule Summary and Fiscal Analysis (Part A)****Department of Public Safety**

Agency Name

Division

**David McCallister**

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**4501-21-12**

Rule Number

**NEW**

TYPE of rule filing

Rule Title/Tag Line

**Records, certificates of completion, & course evaluations.****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? **No**

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: **R.C. 4501.02, 4510.311, 4510.37, 4510.38, 5502.011**

5. Statute(s) the rule, as filed, amplifies or implements: **R.C. 4510.311, 4510.37, 4510.38, 4510.02**

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

Based on a R.C. 119.032 rule review of Ohio Administrative Code (OAC) Chapter 4501-21, the five existing rules of this Ohio Administrative Code chapter have been proposed for rescission and this rule is one of a group of proposed new OAC 4501-21 rules.

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:

This rule sets forth requirements for remedial driving course record keeping, issuance of certificates of completion, and providing students with an opportunity to provide course evaluation.

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:

This filing, in paragraph (H) provides clarifying information indicating that the sole purpose of the course evaluations is to provide feedback to the remedial driving course enterprise.

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.

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It is not anticipated that this rule will impact the agency budget.

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:

As required by this rule, enterprises that provide remedial driving courses are already collecting data to enable the Department to evaluate the overall effectiveness of a course in reducing violations and accidents, so there should be no associated costs with this requirement. For all remedial driving courses, we anticipate there will be minimal costs (several hours via existing personnel) associated with developing a newly required student feedback form. We also anticipate there will be minimal costs (several hours via existing personnel) associated with an additional one-year time frame for record-keeping regarding students who take courses, the outcome of their training, issuance of certificates of completion, and required related documentation.

16. Does this rule have a fiscal effect on school districts, counties, townships, or municipal corporations? **Yes**

You must complete Part B of the Rule Summary and Fiscal Analysis in order to comply with Am. Sub. S.B. 33 of the 120th General Assembly.

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

**Rule Summary and Fiscal Analysis (Part B)**

1. Does the Proposed rule have a fiscal effect on any of the following?

(a) School Districts	(b) Counties	(c) Townships	(d) Municipal Corporations
<b>Yes</b>	<b>Yes</b>	<b>No</b>	<b>No</b>

2. Please provide an estimate in dollars of the cost of compliance with the proposed rule for school districts, counties, townships, or municipal corporations. If you are unable to provide an estimate in dollars, please provide a written explanation of why it is not possible to provide such an estimate.

Of the more than two hundred enterprises which provide the remedial driving courses addressed by Chapter 4501-21 of the Administrative Code, only a few are governmental entities addressed in Part B. There are three county courts, one health department, two school districts and one county community college.

Enterprises that provide remedial driving courses are already collecting data to enable the Department to evaluate the overall effectiveness of a course in reducing violations and accidents, so there should be no associated costs with this rule requirement. For all remedial driving courses, we anticipate there will be minimal costs (several hours via existing personnel) associated with developing a newly required student feedback form. We also anticipate there will be minimal costs (several hours via existing personnel) associated with an additional one-year time frame for record-keeping regarding students who take courses, the outcome of their training, issuance of certificates of completion, and required related documentation.

3. If the proposed rule is the result of a federal requirement, does the proposed rule exceed the scope and intent of the federal requirement? **No**

4. If the proposed rule exceeds the minimum necessary federal requirement, please provide an estimate of, and justification for, the excess costs that exceed the cost of the federal requirement. In particular, please provide an estimate of the excess costs that exceed the cost of the federal requirement for (a) school districts, (b) counties, (c) townships, and (d) municipal corporations.

*Not Applicable.*

5. Please provide a comprehensive cost estimate for the proposed rule that includes the procedure and method used for calculating the cost of

compliance. This comprehensive cost estimate should identify all of the major cost categories including, but not limited to, (a) personnel costs, (b) new equipment or other capital costs, (c) operating costs, and (d) any indirect central service costs.

Of the more than two hundred enterprises which provide the remedial driving courses addressed by Chapter 4501-21 of the Administrative Code, only a few are governmental entities addressed in Part B. There are three county courts, one health department, two school districts and one county community college.

For all remedial driving courses, we anticipate there will be minimal costs (several hours via existing personnel) associated with developing a newly required student feedback form. We also anticipate there will be minimal costs (several hours via existing personnel) associated with an additional one-year time frame for record-keeping regarding students who take courses, the outcome of their training, issuance of certificates of completion, and required related documentation.

**(a) Personnel Costs**

For all remedial driving courses, there will be minimal costs (several hours of existing personnel time) associated with developing a newly required student feedback form. There will also be minimal costs (several hours of existing personnel time) associated with an additional one-year time frame for record-keeping regarding students who take remedial driving courses, the outcome of their training, issuance of certificates of completion, and required related documentation.

**(b) New Equipment or Other Capital Costs**

It is not anticipated that the proposed rule will result in additional equipment/capital costs for compliance.

**(c) Operating Costs**

It is not anticipated that the proposed rule will result in additional operating costs for compliance.

**(d) Any Indirect Central Service Costs**

It is not anticipated that the proposed rule will result in additional indirect costs for compliance.

**(e) Other Costs**

It is not anticipated that the proposed rule will result in other additional costs for compliance.

6. Please provide a written explanation of the agency's and the local government's ability to pay for the new requirements imposed by the proposed rule.

We have been reviewing this information with the enterprises currently approved to provide a remedial driving course program and we have not heard that the minimal personnel costs associated with proposed rule 4501-21-12 are expected to be burdensome.

7. Please provide a statement on the proposed rule's impact on economic development.

There should be no significant impact on economic development as a result of this rule.