

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 4501-21-17

Rule Type: Amendment

Rule Title/Tagline: Incorporated by reference.

Agency Name: Department of Public Safety

Division:

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

Contact: Joseph Kirk

Email: jakirk@dps.ohio.gov **Phone:** 614-466-5605

I. Rule Summary

1. **Is this a five year rule review?** No
 - A. **What is the rule's five year review date?** 4/9/2020
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, 4510.11, 4510.038
6. **What are the reasons for proposing the rule?**

This rule is being proposed to include the Driver Training Program public website for re-design and update to accommodate DAS issued standards for state websites, the public training campus website update to implement updated security measures, and the new option for electronic application submission.

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

This rule specifically addresses all incorporated references used throughout the chapter. Paragraph (A)(7) is being proposed to update the users' ability to access these applications electronically through the Driver Education and Training System.

Paragraphs (A)(1) and (9) are being proposed to update the uniform resource locator (URL) to provide users with access to the new Driver Education and Training System.

Paragraphs (A)(2), (4), (6), (8), (10), and (11) are being proposed to update accessibility to these forms to the new public facing website.

- 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. 121.71 to 121.76, please explain the basis for the exemption and how an individual can find the referenced material.**

These materials are generally available to driver training enterprises, instructors, training manager, and authorizing officials, who are the persons most reasonably expected to be affected by Chapter 4501-21, upon written request submitted to the Driver Training Program Office or via the Driver Training Program website (<http://www.drivertraining.ohio.gov/forms.aspx>).

Unless otherwise indicated, these materials are being filed as part of this rule for the entire package.

"Digest of Motor Vehicle Laws" is available through the BMV website at <http://bmv.ohio.gov/>.

"Certificates of Completion," "Renewal Requirements," and the electronic "Driver Training Enterprise Application", and "Driver Training Instructor Application" and the "Remedial Course Provider Application" are not being filed as part of this package. The Certificates are numbered, tracked, and issued to driver training schools as purchased. The "Renewal Requirements" and the electronic "Driver Training Enterprise Application", and the electronic "Remedial Course Provider Application," are database applications that are part of the Driver Education and Training System database, a database accessible to licensed schools, course managers, and instructors, where information is electronically entered via an interface on the system.

- 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.

0.00

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

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