

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

Agency Name

Division

Anna Firestone

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4501-7-04

Rule Number

AMENDMENT

TYPE of rule filing

Rule Title/Tag Line

Application for and renewal of class "D" and online school licenses.**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. 4508.02**

5. Statute(s) the rule, as filed, amplifies or implements: **R.C. 4508.01, 4508.02, 4508.03, 4508.05, 4508.09**

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

This rule is being filed to update website addresses that have been changed to comply with the State of Ohio Administrative Policy for the Ohio.gov Standardization and Registration of Internet Domain Names as issued by Ohio DAS on December 21, 2012. The amended website addresses will be made active after final-filing upon the effective date of the 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 the application requirements for an original class "D" and online provider application. The proposed change in paragraph (E) updates a website address that has been changed to comply with the State of Ohio Administrative Policy for the Ohio.gov Standardization and Registration of Internet Domain Names as issued by Ohio DAS on December 21, 2012.

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 rule incorporates the "Required Minimum Standards for Online Driver Education," "Driver Training Enterprise Application," "Renewal Requirements," and "Online Driver Education Security Assessment" by reference. The rule refers readers to 4501-7-01, which addresses the version/date of the material, as well as its availability. Unless otherwise noted, these materials, as feasible, are filed with this package as part of rule 4501-7-01.

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:

"Renewal Requirements" are not being filed as part of this package as it is a database application that is part of the Driver Training Program website, a program accessible to licensed schools, training managers, and instructors, where information is electronically entered via an interface on the system. "Renewal Requirements" are still addressed in rule 4501-7-01 providing full citation, date/version as appropriate, and availability.

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. If applicable, indicate each specific paragraph of the rule that has been modified:

This revised filing is to change the date of the public hearing from February 17, 2014 (a state holiday) to February 18, 2014. The new date is still within the statutory time of 31-40 days from date of original filing.

12. 119.032 Rule Review Date: **10/8/2014**

(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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The proposed amendment to this rule is not expected to impact the agency's budget in the current biennium.

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

N/A

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:

It is estimated that the proposed amendment to this rule will not result in any costs of compliance for stakeholders.

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**

S.B. 2 (129th General Assembly) Questions

18. Has this rule been filed with the Common Sense Initiative Office pursuant to R.C. 121.82? **No**

19. Specific to this rule, answer the following:

A.) Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business? **No**

The proposed amendment in this rule does not require prior authorization to engage in or operate a line of business. The proposed change in paragraph (E) updates a website address that has been changed to comply with the State of Ohio Administrative Policy for the Ohio.gov Standardization and Registration of Internet Domain Names as issued by Ohio DAS on December 21, 2012.

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**

The proposed amendment in this rule does not create a cause of action for failure to comply with terms. The proposed change in paragraph (E) updates a website address that has been changed to comply with the State of Ohio Administrative Policy for the Ohio.gov Standardization and Registration of Internet Domain Names as issued by Ohio DAS on December 21, 2012.

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

The proposed amendment in this rule does not require expenditures or the report of information. The proposed change in paragraph (E) updates a website address that has been changed to comply with the State of Ohio Administrative Policy for the Ohio.gov Standardization and Registration of Internet Domain Names as issued by Ohio DAS on December 21, 2012.