

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

Agency Name

Division

Krista Weida

Contact

**1970 West Broad St., Suite 531 P.O. Box 182081
Columbus OH 43218-2081**

Agency Mailing Address (Plus Zip)

614-466-7014

Phone

614-752-6063

Fax

4501-7-10

Rule Number

NEW

TYPE of rule filing

Rule Title/Tag Line

Training required for the operation of class D motor vehicles.**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. 4508.02, 4508.03**

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

This rule is being proposed for adoption, and simultaneously being proposed for rescission under this same rule number, due to LSC formatting guidelines. It is estimated that changes to the rule strike approximately half of the existing text while adding a comparable amount of new text. The new language in this rule is proposed to implement the Department's on-line driver training pilot program.

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 training requirements and restrictions for all schools including those not participating in the on-line program, as well as those schools who will be providing only on-line education.

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:

R.C. 121.75(E) exempts texts and other materials that are generally available to the persons who reasonably can be expected to be affected by the rule from the provisions of R.C. 121.71 to 121.74, so long as the material consists of a citation that will be intelligible to the persons who reasonably can be expected to be affected by the rule, identifies the particular edition or version of the material, and explains in the rule how persons can obtain or view the material. This rule references two texts: 1) "Ohio Driver Training Curriculum" and 2) "Digest of Ohio Motor Vehicle Laws." The rule explains that persons can view or obtain copies of the "Ohio Driver Training Curriculum" at the Ohio Department of Public Safety, and the "Digest of Ohio Motor Vehicle Laws" at all bureau of motor vehicle deputy registrars. Additionally, the rule explains that the "Ohio Driver Training Curriculum" is available at the State Library of Ohio, and the "Digest of Ohio Motor Vehicle Laws" may be accessed electronically. Both texts will also be deposited at the 5 depository libraries designated by the State Library Board.

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:

It is infeasible to file the texts electronically as both are voluminous; however, the "Ohio Driver Training Curriculum" and the "Digest of Ohio Motor Vehicle Laws" will be filed with JCARR in person.

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:

Not Applicable.

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 expected that this proposed rule will 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:

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:

Enterprises are not required to participate in the on-line pilot program being offered by the Department of Public Safety. It is difficult to estimate the cost of compliance for those enterprises that elect to participate. Although costs will be incurred in the development of their on-line training curriculum, those costs will vary as some enterprises may choose to adapt existing curriculum, develop all material in-house, or contract with an outside curriculum provider.

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**