

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

Agency Name

Bureau of Motor Vehicles

Division

Winston Ford

Contact

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4501:1-1-40

Rule Number

AMENDMENT

TYPE of rule filing

Rule Title/Tag Line

Next of kin database.**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? **Yes**

Bill Number: **HB114**General Assembly: **129**Sponsor: **Representative
McGregor**

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. 4501.81**

5. Statute(s) the rule, as filed, amplifies or implements: **R.C. 4501.81**

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

This rule is proposed pursuant to legislative changes set forth in HB114, which requires the Registrar to furnish an application for entry in the Ohio next of kin database to all individuals who submit an initial or renewal application to the Registrar of motor vehicles or a deputy registrar for a driver's license, commercial driver's license, temporary instruction permit identification card, motorcycle operator's license or endorsement, motorized bicycle operator's license, or state identification card.

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 implements section 4501.81 of the Revised Code, which requires the Registrar of motor vehicles to establish the Ohio next of kin database.

This rule is amended in paragraph (B) to provide that an application for entry in the Ohio next of kin database shall be furnished to individuals who make application for an initial or renewal license or state identification card and that such applications may be returned to all bureau offices and deputy registrar agencies without charge. Additionally, a website address was corrected in paragraph (C), the application form was described in paragraph (D), and finally, punctuation was corrected, and terms for the applicant, the contact person, and the application form were made consistent throughout the rule.

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:

Not Applicable.

12. 119.032 Rule Review Date: **8/24/2013**

(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 increase expenditures.

\$136,940

The Bureau of Motor Vehicles conducted 3,423,486 driver's license or identification card transactions in 2010. At a \$.02 printing cost per application for entry in Ohio's next of kin database, it is estimated that providing this form during every transaction will cost the agency \$68,469.72 per year or \$136,939.44 per biennium.

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

ALI:4W40

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:

This rule is not anticipated to 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**