

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

Agency Name

Bureau of Motor Vehicles

Division

Lora Manon

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4501:1-1-41

Rule Number

NEW

TYPE of rule filing

Rule Title/Tag Line

**Application and document requirements for the issuance of a
safe driver's license and other safe credentials.****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, R.C. 4507.01, R.C. 4507.09**

5. Statute(s) the rule, as filed, amplifies or implements: **R.C. 4506.07, R.C. 4507.06, R.C. 4507.09, R.C. 4507.50**

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

This rule is being filed to implement changes in accordance with 6 C.F.R. 37, adopted pursuant to the REAL ID Act of 2005 , 49 U.S.C. 30301.

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 appropriate documentation which must be presented for an individual to be issued a safe driver's license or other safe credentials in the state of Ohio.

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:

Under R.C. Section 121.75, federal regulations are exempted from the provisions of R.C. 121.71 to 121.74, as long as the material incorporated by reference is generally available and consists of a citation that will be intelligible to readers. Additionally, to assure that the incorporated material is generally available to persons affected by the rule, this rule provides readers with the website address to electronically access the material at no charge.

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:

N/A

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 rule is refiled to make the following changes: Sub-paragraphs (K)(6) and (M)(7) have been added to provide that a previously issued Ohio safe credential may be used subsequently to prove a person's social security number and lawful status in the United States; paragraph (L) has been changed to clarify the

procedures for proving and verifying social security numbers when applying for a safe credential; and new paragraph (P) has been added to cover instances when a safe credential is lost or stolen.

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 increase expenditures.

\$5,000,000

The net impact of this rule is expected to be a \$5,000,000 increase in expenditures.

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

Operating expenses: BMV 762-321

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:

There is no cost at this time. However, the BMV intends to seek legislation to charge an additional fee of \$10.00 for any Safe ID credential issued.

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**

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**