

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 4501:1-6-11
Rule Type: Amendment
Rule Title/Tagline: Deputy registrar fees.
Agency Name: Department of Public Safety
Division: Bureau of Motor Vehicles
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I. Rule Summary

1. **Is this a five year rule review?** No
 - A. **What is the rule's five year review date?** 3/1/2023
2. **Is this rule the result of recent legislation?** Yes
 - A. **If so, what is the bill number, General Assembly and Sponsor?** HB 62 - 133
- Oelslager
3. **What statute is this rule being promulgated under?** 119.03
4. **What statute(s) grant rule writing authority?** 4501.02, 4503.03, 4503.038
5. **What statute(s) does the rule implement or amplify?** 4503.038
6. **What are the reasons for proposing the rule?**

The rule is being filed according to the enactment of House Bill 62 of the 133rd General Assembly. Additionally, House Bill 166 of the 133rd General Assembly mandates that the deputy registrar service fee be set at \$5.00 in rule.

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

The rule establishes the deputy registrar service transaction fee as required by Section 4503.038 of the Revised Code. The pending enactment of House Bill 166 of the 133rd General Assembly will mandate that the deputy registrar service fee be set at \$5.00 in rule.

8. **Does the rule incorporate material by reference? No**
9. **If the rule incorporates material by reference and the agency claims the material is exempt pursuant to R.C. 121.75 please explain the basis for the exemption and how an individual can find the referenced material.**

Not Applicable

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. **Please estimate the increase / decrease in the agency's revenues or expenditures in the current biennium due to this rule.**

This will increase revenues.

\$7,185,000

The Bureau of Motor Vehicles processes approximately 3 million transactions (predominately single year vehicle registrations) each year by mail, phone, and oplates.com; this is in addition to the registrations that the deputy registrars process. The statutory required \$5.00 fee (with the enactment of House Bill 166) for a one year vehicle registration will lead to an increase in revenues of approximately \$7,185,000 in the current biennium.

12. **What are the estimated costs of compliance for all persons and/or organizations directly affected by the rule?**

The cost of a transaction to the public (i.e. renewing driver's license, vehicle registration) will be \$5.00 as mandated by the upcoming enactment of House Bill 166 of the 133rd General Assembly. This will be an increase of \$1.50 from the current amount of \$3.50 per transaction.

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**
15. **If the rule imposes a regulation fee, explain how the fee directly relates to your agency's cost in regulating the individual or business.**

These funds go directly to the operation of the Bureau of Motor Vehicles and the Ohio State Highway Patrol.

III. Common Sense Initiative (CSI) Questions

16. **Was this rule filed with the Common Sense Initiative Office? Yes**
17. **Does this rule have an adverse impact on business? Yes**
 - 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? Yes**

Deputy registrars have a contract to operate with the Ohio Bureau of Motor Vehicles (BMV). The Registrar of Motor Vehicles establishes, in rule, fee amounts charged for services provided. Failure to comply by a deputy registrar agency would result in disciplinary action up to termination of contract.
 - C. **Does this rule require specific expenditures or the report of information as a condition of compliance? No**
 - D. **Is it likely that the rule will directly reduce the revenue or increase the expenses of the lines of business of which it will apply or applies? Yes**

The deputy registrars will see an increase in revenue. Any business that completes transactions at a deputy registrar location in the state may incur increased deputy registrar transaction fee due to the impending enactment of House Bill 166 which will require the fee be set at \$5.00 in rule.