

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

Agency Name

Bureau of Motor Vehicles

Division

Joseph Kirk

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4501:1-7-02

Rule Number

AMENDMENT

TYPE of rule filing

Rule Title/Tag Line

Conditions for issuance of license plates, removable windshield placards and temporary removable windshield placards for persons with disabilities.**RULE SUMMARY**1. Is the rule being filed for five year review (FYR)? **Yes**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: **4501.02, 4503.44**5. Statute(s) the rule, as filed, amplifies or implements: **4503.44**

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

This rule is being filed for the purpose of five year review.

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 outlines the conditions for issuance of license plates, removable windshield placards and temporary removable windshield placards for persons with disabilities. A comment for the purpose of incorporating the referenced application in rule 15 of this chapter is added.

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:

The incorporates BMV Form 4834 "Health Care Provider Certification of Eligibility for Disability License Plates" and BMV Form 4531 "Application for Removable Windshield Placard for Active Duty Military/Veterans With Disabilities."

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:

The rule directs readers to new proposed rule 4501:1-7-15 for materials incorporated by reference which will list form names, form numbers, effective dates and websites where the form can be found.

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:

Not Applicable.

12. Five Year Review (FYR) Date: **11/30/2016**

(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.

0.00

The moneys accounted for in the figure above are the Deputy Fee retained by the State of Ohio for placards that are issued and/or renewed by mail. Fees for placards issued by Deputy Registrar License Agencies are retained by the agency, and bring in approximately \$138,582 annually.

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:

Per Ohio Revised Code section 4511.69, the display of a placard or disability license plate is required in order to park in any space designated for such a purpose within this state. Per Ohio Revised Code section 4503.44 (D) (1) (a), Ohio charges only the service fee of \$3.50 for the issuance of a placard. There is no additional fee. Per section 4503.44 (D) (1) (b), active duty members of the United States armed forces with a service connected disability are issued placards at no cost. Per section 4503.44 (E), veterans with a service-connected disability are issued placards at no cost.

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**