

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 4501:1-7-02

Rule Type: Amendment

Rule Title/Tagline: Conditions for issuance of license plates, removable windshield placards and temporary removable windshield placards for persons with disabilities.

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? Yes

A. What is the rule's five year review date? 5/2/2022

2. Is this rule the result of recent legislation? No

3. What statute is this rule being promulgated under? 119.03

4. What statute(s) grant rule writing authority? 4501.02, 4503.44

5. What statute(s) does the rule implement or amplify? 4503.44

6. What are the reasons for proposing the rule?

This rule is being filed according to Section 106.03 ORC periodic rule review.

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

This rule sets forth provisions for obtaining and maintaining a disability placard or plate for persons with a disability and organizations who serve those with disabilities. The rule is being amended to remove a restriction that is clearly stated in Ohio Revised

Code (R.C.) 4503.44 outlining the provision that a person must surrender their placard if their residence is no longer in Ohio.

The rule was also amended to condense administrative language regarding the form and manner in which a disability plate or placard may be issued to persons or organizations.

- 8. Does the rule incorporate material by reference? Yes**
- 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.**

The rule directs readers to rule 4501:1-7-15 that deals with all materials incorporated by reference for the chapter.

- 10. If revising or re-filing the rule, please indicate the changes made in the revised or re-filed version of the rule.**

The rule is being revise filed to amend paragraph (C) and (E) to replace "physician or chiropractor" with "health care provider as defined if division (A)(3) of section 4503.44 of the Revised Code." based on written comments received from the Ohio Association of Advanced Practice Nurses (OAAPN) prior to the public hearing.

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.

341,184.50

This rule will increase revenues by approximately \$341,184.50 due to the increase in Deputy Registrar fees set forth by revisions made to R.C. 4503.038 as amended by HB 166 of the 133rd General Assembly effective October 17, 2019.

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

The Deputy Registrar fee was increased from \$3.50 to \$5.00.

- 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.

This rule does not set fees, however, it supports compliance with the requirement to register for a disability placard or license plate as outlined in section 4503.44 of the R.C.

III. Common Sense Initiative (CSI) Questions

16. Was this rule filed with the Common Sense Initiative Office? No
17. Does this rule have an adverse impact on business? No
 - 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
 - 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? No

IV. Regulatory Restrictions (This section only applies to agencies indicated in R.C. 121.95 (A))

18. Are you adding a new or removing an existing regulatory restriction as defined in R.C. 121.95? Yes
 - A. How many new regulatory restrictions do you propose adding? 0
 - B. How many existing regulatory restrictions do you propose removing? 2

Stricken Paragraph (C) first sentence - "The documentary evidence required..."

Stricken Paragraph (F) - "....shall be surrendered..."