

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 4717-5-01

Rule Type: Amendment

Rule Title/Tagline: Apprenticeshiprequirements.

Agency Name: Board of Embalmers and Funeral Directors

Division:

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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?** 6/19/2022
2. **Is this rule the result of recent legislation?** Yes
 - A. **If so, what is the bill number, General Assembly and Sponsor?** HB 166 - 133
- Oelslager
3. **What statute is this rule being promulgated under?** 119.03
4. **What statute(s) grant rule writing authority?** 4717.04
5. **What statute(s) does the rule implement or amplify?** 4717.05
6. **What are the reasons for proposing the rule?**

The rule was modified in response to the operating budget bill, H.B. 166, that changed the licensing structure for apprenticeships. The bill eliminated an application and license type, the registration application and license type.

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

The rule removes any reference to the registration license type. The rule also clarifies and streamlines the apprenticeship program requirements.

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.**

The revised filing incorporates changes made to 4717-5-01(E) and (J), examinations. An apprentice is now eligible for examination if they have at least six months remaining in the apprenticeship period and have completed the interview with a board member.

09/12/2019 File Format Change.

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 have no impact on revenues or expenditures.

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The rule eliminates an application and will have no aggregate effect on the agency's revenue. The requested information and fees from both applications were combined into one application.

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

A \$35 fee is the cost of the application to begin the apprenticeship program.

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.**

Not applicable.

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? Yes**

The rule requires an individual to certify as an apprentice in order to engage in the business of funeral directing or embalming.

- 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**

While the rule does not specifically impose a penalty, an individual who engages in the business of funeral directing or embalming without a license is subject to a civil penalty.

- C. Does this rule require specific expenditures or the report of information as a condition of compliance? Yes**

The rule requires payment of the \$35 application fee.

- 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 licensing fees associated to secure the license could reduce revenue or increase expenses for an individual, not a business.