

## Rule Summary and Fiscal Analysis

### Part A - General Questions

**Rule Number:** 4901:2-5-02  
**Rule Type:** Amendment  
**Rule Title/Tagline:** Purpose and scope.  
**Agency Name:** Public Utilities Commission of Ohio  
**Division:**  
**Address:** 180 East Broad Street Columbus OH 43215-3793  
**Contact:** Angela Hawkins  
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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?** 8/7/2019
2. **Is this rule the result of recent legislation?** No
3. **What statute is this rule being promulgated under?** 111.15
4. **What statute(s) grant rule writing authority?** 4923.04
5. **What statute(s) does the rule implement or amplify?** 4923.04, 4923.06, 4923.07
6. **What are the reasons for proposing the rule?**

Make more current the effective date for federal regulations that are cited in the Purpose and Scope rule.

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

Describes purpose and scope of OAC 4901:2-5, which concerns safety rules and regulations for motor carriers and for shippers of hazardous materials. The amended language changes the effective date for cited federal rules from November 9, 2016 to July 25, 2018, which is the date that the Commission proposed this amendment to the

rule. No stakeholders filed objections to the proposed language during a workshop or, subsequently, a formal written comment period.

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. 121.71 to 121.76, please explain the basis for the exemption and how an individual can find the referenced material.**  
The rule refers to the Code of Federal Regulations, which is readily available online.
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. **As a result of this proposed rule, please estimate the increase / decrease in revenues or expenditures affecting this agency, or the state generally, in the current biennium or future years. If the proposed rule is likely to have a different fiscal effect in future years, please describe the expected difference and operation.**

This will have no impact on revenues or expenditures.

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Not Applicable

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

There is no estimated cost of compliance with this rule filing.

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**

## **III. Common Sense Initiative (CSI) Questions**

15. **Was this rule filed with the Common Sense Initiative Office? Yes**
16. **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**