

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 901:1-1-02

Rule Type: New

Rule Title/Tagline: Licensing and registration.

Agency Name: Department of Agriculture

Division: Animal Industry

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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?
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? 943.24
5. What statute(s) does the rule implement or amplify? 943.24
6. What are the reasons for proposing the rule?

The rule is up for five year rule review.

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

OAC 901:1-1-02 outlines the licensing and registration procedures for owners of captive whitetail deer. ORC 943.20 requires that all owners of captive whitetail deer either license or register with the Department. Further, the law requires that these owners also obtain a permit from the Ohio Department of Natural Resources. Further, the rule requires that all facilities must be inspected upon the initial registration.

Thereafter, the facilities must be inspected visually every year and a physical inspection of the facilities must be completed once every three years.

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.**
Pursuant to section 121.76 of the Revised Code, the code sections incorporated into this rule are exempt from compliance with sections 121.71 to 121.74 of the Revised Code.
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.

0.00

Not applicable.

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

OAC 901:1-1-02 outlines the licensing and registration procedures for owners of captive whitetail deer. ORC 943.20 requires that all owners of captive whitetail deer either license or register with the Department. The cost of licensure or registration is \$25.00.

Further, the rule requires that all facilities must be inspected upon the initial registration. Thereafter, the facilities must have a physical inspection every year and a physical inventory of the facility must be completed once every three years. The physical inspection required by these rules must be completed

by an accredited veterinarian. The cost of which will depend on the size of the facility, the number of animals, and the individual veterinarian. The cost for the perimeter fence inspection as well as recordkeeping is minimal.

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? Yes**

- A. **Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business? Yes**

All owners of captive whitetail deer must be licensed or registered with the Department.

- 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**

Failure to comply with the terms may result in criminal or civil penalties being levied against the violator.

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

The rule requires that the individual submit an application and pay a license fee of \$25.