

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 901:6-1-01

Rule Type: Amendment

Rule Title/Tagline: Revision of "Handbook 44".

Agency Name: Department of Agriculture

Division: Weights and Measures

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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? 2/1/2018
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? 1327.49
5. What statute(s) does the rule implement or amplify? 1327.49
6. What are the reasons for proposing the rule?

Rule 901:6-1-01 is being amended to update to the most current edition of the National Institute of Standards and Technology (NIST) Handbook 44. These changes are the result of an annual conference which has representatives from all fifty states and stakeholders in the weights and measures industry.

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

Rule 901:6-1-01 is being amended to update to the most current edition of the National Institute of Standards and Technology (NIST) Handbook 44. These changes

are the result of an annual conference which has representatives from all fifty states and stakeholders in the weights and measures industry. The amendments to 2018 Handbook were mostly clerical in nature. Specifically, several changes were made to ensure that the codes aligned throughout the Handbook.

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.**
This rule incorporates the Ohio Department of Agriculture's website into the rule. A link is provided so that rule readers do not have to search the web for the Department's web address.
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 has been revised to correct an answer on the RFSA.

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?**

The rule amendment is not expected to have a direct fiscal adverse impact. The amendment to 901:6-1-01 alters the edition date of Handbook 44. There are no new requirements for action from the 2018 edition.

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? 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? Yes

Failure to comply with the requirements adopted in this handbook could subject an entity to criminal or civil penalties.

C. Does this rule require specific expenditures or the report of information as a condition of compliance? No