

## Rule Summary and Fiscal Analysis

### Part A - General Questions

**Rule Number:** 901:9-1-47  
**Rule Type:** Amendment  
**Rule Title/Tagline:** Exemptions.  
**Agency Name:** Department of Agriculture  
**Division:**  
**Address:** 8995 East Main Street Reynoldsburg OH 43068  
**Contact:** David E Miran  
**Email:** david.miran@agri.ohio.gov **Phone:** 614-728-6390

#### I. Rule Summary

1. **Is this a five year rule review?** Yes
  - A. **What is the rule's five year review date?** 10/18/2017
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?** 1711.53
5. **What statute(s) does the rule implement or amplify?** 1711.531
6. **What are the reasons for proposing the rule?**

OAC 901:9-1-47 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.**

The rule exempts rides which are powered solely through a three prong plug connected to an existing and permanent 110-volt outlet. The rule is being amended to comply with LSC's guide to administrative rule drafting. No substantive changes have been made.
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?**

All amusement ride operators must obtain an amusement ride permit and be inspected by the Division of Ride Safety prior to operation. The cost of the permit is set in section 1711.53 of the Revised Code.

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 amusement ride operators must obtain an amusement ride permit and be inspected by the Division of Ride Safety prior to operation.

- 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 could result in the issuance of a civil penalty or other sanctions.

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