

**MEMORANDUM**

TO: Regina Hanshaw, Executive Secretary, Ohio Board of Building Standards

FROM: Sophia Papadimos, Regulatory Policy Advocate

DATE: September 14, 2015

RE: **CSI Review – Ohio Plumbing Code Amendments (OAC 4101:3-2-01, 4101:3-3-01, 4101:3-4-01, 4101:3-6-01, 4101:3-9-01, and 4101:3-13-01)**

On behalf of Lt. Governor Mary Taylor, and pursuant to the authority granted to the Common Sense Initiative (CSI) Office under Ohio Revised Code (ORC) section 107.54, the CSI Office has reviewed the abovementioned administrative rule package and associated Business Impact Analysis (BIA). This memo represents the CSI Office's comments to the Agency as provided for in ORC 107.54.

Analysis

This rule package consists of six amended rules being proposed by the Ohio Board of Building Standards pertaining to the Ohio Plumbing Code. The rule package was submitted to the CSI Office on August 6, 2015 and the public comment period was held open through August 28, 2015.

The proposed rules are being amended to add definitions for above-ground storage tanks, building service equipment, and containment backflow prevention devices. The proposed rules also contain specific plumbing fixture requirements for casinos. The draft rules are being amended to clarify procedures and standards. The BIA explains in detail all of the proposed amendments, including changes being made as a result of coordinating with the Ohio Environmental Protection Agency.

The BIA submitted by the Board explains the adverse impacts created as a result of the amendments and that the rules were developed with significant stakeholder input. One comment was received during the public comment period, specifically addressing the plumbing code and the requirement for drain lengths. The Board is working with the stakeholder to address any concerns. After reviewing the proposed rules and associated BIA, the CSI Office has determined that the

purpose of the rules is justified.

Recommendations

For the reasons discussed above, the CSI Office does not have any recommendations for this rule package.

Conclusion

Based on the above comments, the CSI Office concludes that the Ohio Board of Building Standards should proceed with the formal filing of this rule package with the Joint Committee on Agency Rule Review.